

**Adjournment**

On motion of Senator Moffett, the Senate, at 12:25 o'clock p. m., adjourned until 10:30 o'clock a. m., tomorrow.

**SIXTY-SIXTH DAY**

(Tuesday, May 24, 1955)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis
Moffett	

Absent—Excused

Corbin

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation as follows:

Our Father, make us deeply conscious of the many witnesses watching us, and give us grace to "Lay aside every weight, and the sin that doth so easily best us, and let us run with patience the race that is set before us." May all our good intentions be crowned with success. For Christ's sake. Amen.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

**Leave of Absence**

Senator Corbin was granted leave of absence for today on account of

important business on motion of Senator Moore.

**Reports of Standing Committees**

Senator Hardeman submitted the following reports:

Austin, Texas,  
May 24, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 267, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
May 24, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred H. B. No. 660, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

HARDEMAN, Chairman.

Senator Weinert submitted the following report:

Austin, Texas,  
May 24, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred H. B. No. 857, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

**Senate Bill 446 on First Reading**

Senator Fly moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

## Yeas—26

Aikin	Moffett
Ashley	Moore
Bracewell	Parkhouse
Colson	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers of Travis
Hazlewood	Secrest
Kazen	Shireman
Kelley	Strauss
Lane	Weinert
Latimer	Willis
Martin	

## Absent

Lock	Rogers
McDonald	of Childress
Owen	Wagonseller

## Absent—Excused

Corbin

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Fly:

S. B. No. 446, A bill to be entitled "An Act amending Section 8 of Article XVII, Chapter 184, of the Acts of the 47th Legislature, Regular Session, codified as Article 7065b-8, Vernon's Annotated Civil Statutes, and Subsection (g) of Section 14, Article XVII, Chapter 184 of the Acts of the 47th Legislature, Regular Session, as amended by Subsection 5(g) of Section XXII, Chapter 402 of the Acts of the 52nd Legislature, Regular Session, codified as Article 7065b-14(g), by adding to each section a paragraph providing that the lien shall not be valid as against any mortgagee of a motor vehicle provided such mortgagee is without notice and has complied with the provisions of the Certificate of Title Act prior to the filing by the Comptroller with the State Highway Department a certificate which shows that a tax lien exists upon such vehicle; providing a fee of One Dollar (\$1.00) and no more shall be charged by the State Highway Department to pay for the expenses of administering this Act; providing a saving clause; providing that this Act shall take precedence over any other conflicting or inconsistent laws; and declaring an emergency."

To the Committee on Counties and County Boundaries.

## Message from the Governor

The following message received from the Governor was read and was filed with the Secretary of the Senate:

Austin, Texas,  
May 23, 1955.

To the Members of the Fifty-fourth Legislature.

I am vetoing and returning herewith Senate Bill 161, for the reason that it has been held unconstitutional by the Attorney General. In an Opinion dated this date, I am advised that Section 4 of Senate Bill 161 contravenes Section 36 of Article III of the Constitution of the State of Texas.

Respectfully submitted,

ALLAN SHIVERS,  
Governor of Texas.

## Message from the House

Hall of the House of Representatives,  
Austin, Texas,  
May 24, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 168, Requesting House Bill No. 443 to be returned from the Governor's desk to the House of Representatives for correction.

H. C. R. No. 169, Requesting the Governor to return House Bill No. 909 for correction.

The House refused to concur in Senate amendments to House Bill 341 and has requested the appointment of a conference committee to consider the differences between the two Houses.

The House refused to concur in Senate amendments to House Bill No. 131 and has requested the appointment of a conference committee to consider the differences between the two Houses.

The House has appointed the following Conference Committee on H. B. No. 131: Walling, Kirklin, Spilman, Banks and Kennard.

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

**Conference Committee on  
House Bill 131**

Senator Moffett called from the President's table for consideration at this time, the request of the House for a conference committee to adjust the differences between the two Houses on H. B. No. 131, and moved that the request be granted.

The motion to grant the request prevailed.

**Senate Bill 284 with House  
Amendments**

Senator Moore called S. B. No. 284 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Moore moved that the Senate concur in the House amendments.

The motion prevailed.

**Record of Vote**

Senator Aikin asked to be recorded as voting "nay" on the concurrence in House amendments to S. B. No. 284.

**Senate Resolution 379**

Senator Phillips offered the following resolution:

Whereas, We are honored today to have in the gallery the Fifth, Sixth and Seventh Grade students from the G. W. Carver Elementary School in Galveston, Texas, accompanied by Mrs. F. E. Jackson, Mrs. M. J. Jones and C. W. Moore (teachers); and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine class of young American citizens is here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Phillips, by unanimous consent, presented the students, Mrs. Jackson, Mrs. Jones and Mr. Moore to the Members of the Senate.

**Conference Committee Report on  
Senate Bill 78**

Senator Kelley submitted the following Conference Committee Report on S. B. No. 78:

Austin, Texas,  
May 8, 1955.

Hon. Ben Ramsey, President of the Senate.

Hon. Jim Lindsey, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on S. B. No. 78, have met and had same under consideration, and beg to report it back with the recommendation that it do pass in the form attached.

KELLEY  
KAZEN  
LOCK  
SHIREMAN  
WEINERT

On the part of the Senate.

SAYERS  
DEWEY  
JOHNSON  
YANCY

On the part of the House.

S. B. No. 78:

**A BILL  
TO BE ENTITLED**

"An Act amending Sections 186 and 193 of the Election Code of the State of Texas (codified as Articles 13.08 and 13.15 in Vernon's Texas Election Code) relating to assessments and filing fees of candidates in primary elections; changing the basis of assessment and the method of payment of the filing fee for candidates for Justice of the Court of Civil Appeals; fixing the filing fee for the office of Lieutenant Governor; fixing the time for payment of fees; making other provisions incidental to the above changes; and declaring an emergency."

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:**

Section 1. Section 186 of the Election Code of the State of Texas (codi-

fied as Article 13.08 in Vernon's Texas Election Code) is hereby amended to read as follows:

**"186. Expenses of primary**

"Prior to the assessment of the candidates, on the third Monday in June preceding each general primary, the county committee shall also carefully estimate the cost of printing the official ballots, renting polling places where same may be found necessary, providing and distributing all necessary poll books, blank stationery and voting booths required, compensation of election officers and clerks and messengers, to report the result in such precinct to the county chairman, as provided for herein, and all other necessary expenses of holding the general and second primaries in such county, and shall apportion such cost, in such manner as in their judgment is just and equitable, among the various candidates for nomination for district, county and precinct offices only as herein defined, and offices to be filled by the voters of such district, county or precinct only, except the office of Justice of the Court of Civil Appeals, but in making the apportionment the committee shall take into consideration the amount which it has received or expects to receive from filing fees of candidates for Justice of the Court of Civil Appeals; provided, that where the district office, except members of the Legislature and Justices of the Courts of Civil Appeals, covers more than one county, the assessment of such a candidate by the county shall not be more than a sum which is the quotient of the amount which he would be assessed if he represented only one county determined by the formula used to assess county candidates, when divided by the number of counties in his district. However, where a member of the State Board of Education is elected from a congressional district, the filing fee for any such candidate for the State Board of Education shall not be more than Fifty Dollars (\$50.00). In making the assessment upon any candidate the committee shall give due consideration to the importance, emolument, and term of office for which the nomination is to be made. The committee shall, by resolution, direct the chairman to immediately mail to each person against whom an assessment is made a statement of the amount of such expenses so apportioned to him, with the request that he pay the same to the county chairman on or before the Sat-

urday before the fourth Monday in June thereafter. It shall be sufficient to meet the requirements of this law to mail by registered letter to the chairman before the deadline herein provided, as shown by the postmark on the letter, a money order, a certified check, or a good personal check."

Sec. 2. Section 193 of the Election Code of the State of Texas (codified as Article 13.15 in Vernon's Texas Election Code) is hereby amended to read as follows:

**"193. Filing fees for certain offices**

"(a) No person's name shall be placed on the ballot for a district, county or precinct office who has not paid to the county executive committee the amount of the estimated expense of holding such primary apportioned to him by the county executive committee as hereinbefore provided.

"(b) Candidates for United States Senator or for Congressman-at-large or for Justice of the Court of Civil Appeals and all those who are candidates for State offices to be voted upon by the qualified voters of the whole State, except the office of Lieutenant Governor, shall pay to the chairman of the State Executive Committee five per cent (5%) of one year's salary. Candidates for the office of Lieutenant Governor shall pay to the chairman of the State Executive Committee the sum of Six Hundred Dollars (\$600.00). A candidate who is required to pay a filing fee as herein provided shall not be required to pay any other sum or sums to any other person or committee to have his name placed on the ticket as such candidate. Payment of the fee herein required must be made within three days after the candidate files his application for a place on the ballot and the name of no person who is required to pay a filing fee to the chairman of the State Executive Committee shall be placed on the ballot unless he has paid the fee in accordance with these provisions; but it shall be sufficient to meet the requirements of these provisions to mail a money order, a certified check, or a good personal check to the Chairman of the State Executive Committee by registered letter within the time herein stated, as shown by the postmark on the letter.

"(c) All sums paid to the chairman of the State Executive Committee by candidates for the office of Justice of the Court of Civil Appeals shall be distributed among the party executive committees of the respective counties

making up the district in such equitable manner as may be determined by the State Executive Committee. Candidates for this office shall not be entitled to participate in the distribution of the surplus in the county executive committee's primary fund. The chairman of the State Executive Committee shall certify to the proper county chairmen the names of the candidates for Justice of the Court of Civil Appeals who have paid the filing fee, at the same time that he certifies the names of other candidates under Section 190 of this Code."

Sec. 3. The fact that the present law creates considerable confusion relative to the amount of filing fees for candidates to the office of the Court of Civil Appeals and is indefinite as to the filing fee for the office of Lieutenant Governor creates an emergency and an imperative public necessity demanding the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and such Rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

The report was read.

On motion of Senator Kelley and by unanimous consent the report was considered immediately and was adopted.

#### Senate Resolution 380

Senator Weinert offered the following resolution:

Whereas, We are honored today to have in the gallery seven students of the 8th Grade of Sacred Heart School, Floresville, Wilson County, Texas, accompanied by Rev. John J. Gerbermann; and

Whereas, These students and guests are on an educational tour of the Capitol Building and the Capital City; and

Whereas, These fine young American citizens are here to observe and learn firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome this class and commend them for their interest, and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Weinert by unanimous consent presented the students and Reverend Gerbermann to the Members of the Senate.

#### Bills and Resolution Signed

The President signed in the presence of the Senate, after the captions had been read, the following enrolled bills and resolution:

H. C. R. No. 155, Granting permission to R. L. Turner to sue the State of Texas and the Veterans Land Board of Texas.

H. B. No. 571, A bill to be entitled "An Act constituting a local law for the maintenance of the Public Roads and Highways in Hale County by authorizing the county to issue certificates of indebtedness for the purpose of acquiring right of way for designated State Highways or Federal Highways when the acquisition of such right of way is approved by the State Highway Commission; requiring the levy of a tax to pay such certificates and the interest thereon; requiring said certificates to be approved by the Attorney General and registered by the Comptroller of Public Accounts and prescribing the effect thereof; enacting other provisions relating to the subject; and declaring an emergency."

H. B. No. 357, A bill to be entitled "An Act amending Article 2094 of the Revised Civil Statutes of 1925, as amended so as to provide that the dates for the selection of jurors by the jury wheel method in each county in so far as they are now provided by statute shall be changed from August 1 to August 15 to July 1 to August 15, and declaring an emergency."

H. B. No. 413, A bill to be entitled "An Act amending subsections (1), (2), and (4) of Section 2, Article XX of Chapter 184, Acts of the 47th Legislature, Regular Session, as amended, changing the amounts to be allocated from the Clearance Fund to the Blind Assistance Fund, the Children's Assistance Fund, and the Old Age Assistance Fund; fixing the operative date of the amendment; and declaring an emergency."

H. B. No. 647, A bill to be entitled "An Act amending Sections 2, 2A, and 23 of Chapter 169 of the Acts of the 45th Legislature, 1937, being Sections 2, 2A, and 23 of Article

725b of Vernon's Penal Code, to define additional offenses to possess paraphernalia for smoking narcotic drugs or to sell, offer for sale, have or possess certain paraphernalia for using narcotic drugs; providing certain exceptions; changing the penalty for violations; and declaring an emergency."

H. B. No. 65, A bill to be entitled "An Act relating to narcotic drugs and barbiturates; amending the Uniform Narcotic Drug Act (Article 725b, Vernon's Penal Code) and Chapter 413, Acts of the 52nd Legislature (Article 726c, Vernon's Penal Code) by making further provisions relative to records of prescriptions issued and drugs administered or dispensed; amending provisions of the foregoing statutes and Chapter 237, Acts of the 53rd Legislature (Article 725c, Vernon's Penal Code) relating to offenses for violation of these statutes and the penalties therefor; providing for severability; fixing operative dates; and declaring an emergency."

H. B. No. 888, A bill to be entitled "An Act creating a Conservation District under Article XVI, Section 59 of the Constitution of Texas, comprising certain territory contained within Bell County, Texas; etc.; and declaring an emergency."

H. B. No. 39, A bill to be entitled "An Act comprehensively regulating the sale of insurance securities, regulating dealers, agents and salesmen who sell same, and entitled 'The Insurance Securities Act,' defining words and phrases; listing exempt transactions and exempt securities; etc.; and declaring an emergency."

H. B. No. 421, A bill to be entitled "An Act amending Article 1106, Chapter 11, of the Penal Code of Texas, by adding a new sentence to Subsection (b) of said Article providing that the words 'reconditioned motor oil,' shall be printed in letters of not less than three-sixteenths (3/16) of an inch in height and one-sixteenth (1/16) of an inch in width on the front and back surface of all containers in which such motor oil is sold or offered for sale; containing a savings clause; repealing conflicting laws and declaring an emergency."

H. B. No. 595, A bill to be entitled "An Act amending Section 4 of Chapter 125, Acts of the 51st Legislature, Regular Session, 1949, so as to remove the limitation on the period of

time for which county hospitals may be leased; and declaring an emergency."

S. B. No. 209, A bill to be entitled "An Act amending House Bill No. 17, Acts of the 46th Legislature, Regular Session, 1939, as amended by Senate Bill No. 28, Acts of the 51st Legislature, Regular Session, 1949, Chapter 149; providing for the licensing and regulation of dealers in real estate; prohibiting the unlawful practice of law; defining terms; providing penalties for violation of this Act; providing a saving clause; and declaring an emergency."

S. B. No. 45, A bill to be entitled "An Act to regulate strikes and picketing; to declare a public policy; to declare unlawful certain types of strikes and picketing, to define terms, to prescribe penalties; to fix venue; to provide for severability of provisions; and declaring an emergency."

S. B. No. 46, A bill to be entitled "An Act amending Article 1995 of the Revised Civil Statutes of the State of Texas, 1925, by adding a new Subdivision 17a providing that suits for damages or to enjoin, or suits for damages and to enjoin strikes or picketing for an unlawful purpose or conducted in an unlawful manner may be brought in the county where the strike or picketing occurred, or in a county adjoining the county in which the unlawful act occurred, or in the county of residence of a defendant, or in Travis County; repealing all laws or parts of laws in conflict with such subsection; and declaring an emergency."

S. B. No. 368, A bill to be entitled "An Act amending Articles 1.02, 1.03, and 1.04 of the Insurance Code, Acts 52nd Legislature, R. S., 1951, Chapter 491, page 868, relating to the creation and organization of the Board of Insurance Commissioners, the terms of office of the Commissioners, and their duties; repealing all laws and parts of laws in conflict therewith; providing a savings clause; and declaring an emergency."

#### Reports of Standing Committees

Senator Fly, by unanimous consent, submitted the following report:

Austin, Texas,  
May 24, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 446, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

FLY, Chairman.

Senator Fuller, by unanimous consent, submitted the following report:

Austin, Texas,  
May 24, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred H. B. No. 570, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

FULLER, Chairman.

Senator Lane, by unanimous consent, submitted the following reports:

Austin, Texas,  
May 24, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 157, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LANE, Chairman.

Austin, Texas,  
May 24, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. C. R. No. 161, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

LANE, Chairman.

Senator Fly, by unanimous consent, submitted the following reports:

Austin, Texas,  
May 24, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. C. R. No. 132, have had the same under consideration, and

we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

FLY, Chairman.

Austin, Texas,  
May 24, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. C. R. No. 99, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

FLY, Chairman.

Austin, Texas,  
May 24, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred H. C. R. No. 131, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

FLY, Chairman.

#### House Bill 20 on Second Reading

Senator Parkhouse asked unanimous consent to suspend the regular order of business and take up H. B. No. 20 for consideration at this time.

There was objection.

Senator Parkhouse then moved to suspend the regular order of business and take up H. B. No. 20 for consideration at this time.

The motion prevailed by the following vote:

Yeas—26

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Fuller	Ratliff
Hazlewood	Roberts
Kazen	Rogers of Travis
Kelley	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Weinert
Moffett	Willis

Nays—4

Fly Hardeman

Lane                      Rogers  
                                    of Childress

Absent—Excused

Corbin

The President laid before the Senate on its second reading the following bill:

H. B. No. 20, A bill to be entitled "An Act to create Trinity River Authority of Texas, as a conservation and reclamation district under Article XVI, Section 59 of the Constitution; providing for the Governing Body thereof; prescribing the area to be included therein; prescribing the purposes and powers of said authority providing for the incurring of debt; providing for the voting of an ad valorem tax; providing for the securing of bonds by tax levies or by revenues of the Authority or by both; making provisions with reference to other districts within the Authority and certain districts and companies which have water rights on the Trinity River; authorizing the governing body of the district to make rules and regulations and prescribe penalties for the violation thereof; containing a severability clause; enacting other provisions related to the subject and declaring an emergency."

The bill was read second time.

Senator Parkhouse offered the following committee amendment to the bill:

Amend House Bill No. 20 by striking all below the enacting clause and substituting in lieu therefor the following:

Section 1. By virtue of Article XVI, Section 59 of the Texas Constitution, there is hereby created a conservation and reclamation district to be known as Trinity River Authority of Texas (hereinafter sometimes called the "Authority") which shall be a governmental agency of the State of Texas and a body politic and corporate.

Section 2. (a) The Authority comprises all of the territory contained within the Counties of Dallas, Tarrant, and Navarro, and the following parts of Counties:

#### ANDERSON COUNTY

All of that portion of Anderson County located west of the following described line:

Beginning at the point of intersec-

tion of the west line of the J. Huntingdon Survey with the north line of Anderson County;

Thence south along the west lines of the J. Huntingdon Survey and the Isaac Lindsey Survey to the southwest corner of said Isaac Lindsey Survey;

Thence east along the south line of the Isaac Lindsey Survey to the northwest corner of the Adolphus D. Lattin Survey;

Thence south along the west line of the Adolphus D. Lattin Survey to the southwest corner of the said Survey;

Thence east along the south line of the Adolphus D. Lattin Survey to the northwest corner of the John Cantrell Survey;

Thence south along the west line of the John Cantrell Survey to the southwest corner of said Survey;

Thence west along the north line of the Elizabeth Grace Survey to the northwest corner of said Survey;

Thence south along the west line of the Elizabeth Grace Survey to the southwest corner of said Survey;

Thence east along the north line of the John N. Fitzgerald Survey to the northwest corner of said Survey;

Thence south along the west line of the Jesse B. McNealy Survey to the southwest corner of said Survey;

Thence east along the south line of the Jesse B. McNealy Survey to the southeast corner of said Survey;

Thence south along the west line of the William Elliott Survey to the southwest corner of said Survey;

Thence east along the south line of the William Elliott Survey to the northwest corner of the Joseph Humphries Survey;

Thence south along the west line of the Joseph Humphries Survey to the southwest corner of said Survey;

Thence west along the north line of the Peter Hinds Survey to a northwest corner of said Survey;

Thence south along the west line of the Peter Hinds Survey to a southeast corner of the Daniel Faris Survey;

Thence west along the south line of the Daniel Faris Survey to a northwest corner of the Peter Hinds Survey;

Thence south along the west line of the Peter Hinds Survey to the point of intersection with the north line of the William Kimbro Survey;

Thence east along the north line of



the William Kimbro Survey to the northeast corner of said Survey;

Thence south along the east line of the William Kimbro Survey to the northwest corner of the Samuel G. Wells Survey;

Thence southeasterly along the east lines of the D. M. McKenzie Survey, the Jacob Snively Survey and the John Arthur Survey to the southeast corner of said John Arthur Survey;

Thence southeasterly across the William S. McDonald Survey to the northeast corner of the Stephen Crist Survey;

Thence south along the east line of the Stephen Crist Survey to the northwest corner of the Alpheus Wickware Survey;

Thence east along the north line of the Alpheus Wickware Survey to the northeast corner of said Survey;

Thence south along the east line of the Alpheus Wickware Survey to the southeast corner of said Survey, being also the point of intersection with the north line of the Alfred B. Davis Survey;

Thence easterly along the north line of the Alfred B. Davis Survey to the northeast corner of said Survey;

Thence southerly along the east lines of the Alfred B. Davis Survey and the William Frost Survey to the southwest corner of the Jeremiah V. Morgan Survey;

Thence east along the south line of the Jeremiah V. Morgan Survey to the southeast corner of said Survey;

Thence south along the east lines of the J. H. Gillespie Survey and the W. T. Hamilton Survey to a southeast corner of said W. T. Hamilton Survey, being also the point of intersection with the north line of the Ely Falkenberg Survey;

Thence westerly along the north line of the Ely Falkenberg Survey to the northwest corner of said Survey;

Thence southerly along the west line of the Ely Falkenberg Survey to the southwest corner of said Survey;

Thence easterly along the south line of the Ely Falkenberg Survey to the point of intersection with the east line of the William T. Davis Survey, being also the west line of the David Stilts Survey;

Thence southerly along the east line of the William T. Davis Survey to the southwest corner of the David Stilts Survey;

Thence easterly along the north line of the William T. Davis Survey to the northeast corner of said Survey;

Thence southerly along the east line of the William T. Davis Survey, being also along the west line of the J. C. Rosson Survey, to the point of intersection with the northwest line of the Philip Mortin Survey;

Thence northeasterly along the northwest line of the Philip Mortin Survey to the most northerly corner of said Survey;

Thence southeasterly along the northeast line of the Philip Mortin Survey to the southeast corner of said Survey;

Thence southeasterly along the northeast line of the Nathaniel Morgan Survey to the southeast corner of said Survey;

Thence south along the west line of the William R. Wilson Survey to the southwest corner of said Survey;

Thence southwesterly along the northwest line of the James Hunter Survey to the most westerly corner of said Survey;

Thence southeasterly along the southwest lines of the James Hunter Survey and the P. M. Lamerson Survey to the southwest corner of said P. M. Lamerson Survey;

Thence west along the north line of the John Parker Survey to the northwest corner of said Survey;

Thence south along the west line of the John Parker Survey to the southeast corner of the Daniel Kennedy Survey;

Thence east along the north line of the Eli Chaffin Survey to the northeast corner of said Survey;

Thence south along the east line of the Eli Chaffin Survey to the point of intersection with the south line of Anderson County.

#### CHAMBERS COUNTY

All of that portion of Chambers County located west of the following described line:

Beginning at the point of intersection of the south line of Chambers County with the east line of the Joseph Osterman Survey, being also the west line of the William Moore Survey;

Thence north along the west line of the William Moore Survey to the northwest corner of said Survey;

Thence east along the north line of the William Moore Survey to the southeast corner of the T. & N. O. R. R. Company Survey, Patent No. S. 546;

Thence north along the east line of the T. & N. O. R. R. Company Survey,

Patent No. S. 546 to the northeast corner of said Survey;

Thence west along the north line of the T. & N. O. R. R. Company Survey, Patent No. S. 546 to the point of intersection with the west line of the unnamed Survey, Patent No. F. 4917;

Thence north along the west line of the unnamed Survey, Patent No. F. 4917 to the northwest corner of said Survey, being also the point of intersection with the south line of the T. & N. O. R. R. Company Survey, Patent No. S. 545;

Thence east along the south line of the T. & N. O. R. R. Company Survey, Patent No. S. 545 to the southeast corner of said Survey;

Thence north along the east line of the T. & N. O. R. R. Company Survey, Patent No. S. 545 to the point of intersection with the southeast line of the Reuben Barrow Survey;

Thence southwest along the southeast line of the Reuben Barrow Survey to the most southerly corner of said Survey;

Thence northwest along the southwest line of the Reuben Barrow Survey to the most westerly corner of said Survey, being the point of intersection with the East Fork Double Bayou;

Thence northeasterly along the northwest lines of the Reuben Barrow Survey, and the R. E. Booth Survey, being also along the East Fork Double Bayou, to the point of intersection with the northeast line of the John Powers Survey;

Thence northwest along the northeast line of the John Powers Survey to the point of intersection with the southeast line of the Z. Godfrey Survey;

Thence northeast along the southeast lines of the Z. Godfrey Survey, the N. D. Labadie Survey, and the Charles Mason Survey to the point of intersection with the west line of the E. Moss Survey;

Thence north along the east line of the Charles Mason Survey to the northwest corner of the E. Moss Survey;

Thence north along the east line of the Charles Mason Survey to the point of intersection with the south line of the Anson Taylor Survey;

Thence east along the south line of the Anson Taylor Survey to the southeast corner of said Survey;

Thence north along the east line of

the Anson Taylor Survey to the northeast corner of said Survey;

Thence west along the north line of the Anson Taylor Survey to the point of intersection with the east line of the C. S. Sherer Survey;

Thence north along the east line of the C. S. Sherer Survey to the point of intersection with the south line of the Charles Wilcox Survey;

Thence east along the south line of the Charles Wilcox Survey to the southeast corner of said Survey;

Thence north along the east line of the Charles Wilcox Survey to the northeast corner of said Survey;

Thence west along the north line of the Charles Wilcox Survey to the point of intersection with the east line of the B. F. Barron Survey, being also the point of intersection with the west line of the unnamed Survey, Patent No. S. 351;

Thence north along the east lines of the B. F. Barron Survey and the William Clark Survey to the northwest corner of the unnamed Survey, Patent No. F. 4386;

Thence east along the north line of the unnamed Survey, Patent No. F. 4386, to the point of intersection with the west line of the James McGahey Survey;

Thence north along the west line of the James McGahey Survey to the northwest corner of said Survey, being the point of intersection with the south line of the James T. White Survey;

Thence west along the south line of the James T. White Survey to the southwest corner of said Survey;

Thence north along the west line of the James T. White Survey, being also along Whites Bayou, to a point for corner, being the point of intersection with Turtle Bayou;

Thence east along the north line of the James T. White Survey to a point for corner;

Thence north along the west line of the James T. White Survey to the northwest corner of said Survey;

Thence north along the west line of the Vincent Barrow Survey to a point for corner;

Thence north across the Vincent Barrow Survey and the Andrew Weaver Survey, to the southeast corner of the James McFaddin Survey;

Thence north along the east line of the James McFaddin Survey to the point of intersection with the north line of Chambers County.

**ELLIS COUNTY**

All of that portion of Ellis County located east of the following described line:

Beginning at the point of intersection of the southwest line of the Margaret H. Lavender Survey, Abstract No. 765, with the north line of Ellis County;

Thence southeast along the northeast lines of the Narval R. Winniford Survey, and the Robert Crow Survey to the east corner of said Robert Crow Survey;

Thence southwest along the northwest line of the John W. Baker Survey to the west corner of said Survey;

Thence southeast along the southwest lines of the John W. Baker Survey and the Littleton White Survey to the point of intersection with the northwest line of the Rafael Pena Survey;

Thence southwest along the northwest line of the Rafael Pena Survey to the west corner of said Survey;

Thence southeast along the southwest line of the Rafael Pena Survey to the point of intersection with the northwest line of the William B. Harrison Survey;

Thence southwest along the northwest lines of the William B. Harrison Survey and the G. G. Alford Survey to the west corner of said G. G. Alford Survey;

Thence southeast along the southwest lines of the G. G. Alford Survey, the William A. Park Survey and the James M. Stedman Survey to the south corner of said James M. Stedman Survey;

Thence northeast along the northwest line of the Thomas Havens Survey to the north corner of said Survey;

Thence southeast along the northeast line of the Thomas Havens Survey to the east corner of said Survey;

Thence southwest along the northwest line of the T. W. Wade Survey to the west corner of said Survey;

Thence southeast along the southwest line of the T. W. Wade Survey to the south corner of said Survey;

Thence southwest along the northwest line of the Thomas M. Rowe Survey to the west corner of said Survey;

Thence southeast along the northeast line of the Reuben Guinn Survey to the east corner of said Survey;

Thence southwest along the southeast line of the Reuben Guinn Sur-

vey to the south corner of said Survey;

Thence southeast along the northeast line of the James N. Duncan Survey to the east corner of said Survey;

Thence southwest along the southeast line of the James N. Duncan Survey to the north corner of the William M. McKinney Survey;

Thence southeast along the northeast lines of the William M. McKinney Survey and the Asencion Gonsaba Survey to the east corner of said Asencion Gonsaba Survey;

Thence northeast along the northwest line of the George B. McKinstry Survey to the north corner of said Survey;

Thence southeast along the northeast line of the George B. McKinstry Survey to the point of intersection with the southeast line of Ellis County.

**FREESTONE COUNTY**

All of that portion of Freestone County located northeast of the following described line:

Beginning at the point of intersection of the south line of the S. Garrison Survey with the southwest line of Freestone County;

Thence east along the south line of the S. Garrison Survey to the southeast corner of said Survey;

Thence north along the east line of the S. Garrison Survey to the southwest corner of the William T. Gamble Survey;

Thence east along the north line of the M. R. Alsrone Survey to the northeast corner of said Survey;

Thence south along the east line of the M. R. Alsrone Survey to the northwest corner of the William Whitley Survey;

Thence east along the north line of the William Whitley Survey to the northeast corner of said Survey;

Thence south along the east line of the William Whitley Survey to the southeast corner of said Survey;

Thence east across the Maria de Cantun Survey and along the north line of the S. W. Lamar Survey to the northeast corner of the S. W. Lamar Survey;

Thence south along the east line of the S. W. Lamar Survey to the northwest corner of the W. Carter Survey;

Thence east along the north line of the W. Carter Survey to the northeast corner of said Survey;

Thence south along the east line

of the W. Carter Survey to the southwest corner of the J. H. Webb Survey;

Thence east along the south line of the J. H. Webb Survey to the southeast corner of said Survey;

Thence south along the west line of the R. A. Nelson Survey to the southwest corner of said Survey;

Thence east along the south line of the R. A. Nelson Survey to the northwest corner of the T. H. Davis Survey;

Thence south along the west line of the T. H. Davis Survey to the southwest corner of said survey;

Thence east along the south line of the T. H. Davis Survey to the northeast corner of the Caleb Moul Survey;

Thence south along the west line of the J. Langston Survey to the southwest corner of said Survey;

Thence east along the south line of the J. Langston Survey to the southeast corner of said Survey;

Thence south along the west line of the J. Graham Survey to the southwest corner of said Survey;

Thence east along the south line of the J. Graham Survey to the northeast corner of the Thomas P. Shapard Survey;

Thence southeasterly along the northeast line of the Thomas P. Shapard Survey and the Francis O'Neal Survey to the point of intersection with the northwest line of the James Strickland Survey;

Thence northeasterly along the northwest line of the James Strickland Survey to the most northerly corner of said Survey;

Thence southeasterly along the southwest lines of the R. Lawson, John Lawrence, William H. Hickman Surveys to the southwest corner of the William H. Hickman Survey, being also the southeast corner of the James Moffitt Survey;

Thence southwesterly along the northwest line of the John R. Jennings Survey to the northwest corner of said Survey;

Thence southeasterly along the southwest line of the John R. Jennings Survey to a southeast corner of the L. J. Parker Survey;

Thence southerly across the David Bullock Survey to the most southerly corner of said Survey;

Thence southeasterly along the northeast lines of the N. Peck Survey and the G. Diaz Survey to the southeast corner of the G. Diaz Survey, being also the point of intersection with the southeast line of Free-stone County.

#### HENDERSON COUNTY

All of that portion of Henderson County located west of State Highway 19.

#### KAUFMAN COUNTY

All of that portion of Kaufman County located southwest of the following described line:

Beginning at the point of intersection of the northwest line of the Elisha Turner Survey, Abstract No. 529, with the north line of Kaufman County;

Thence southwest along the northwest line of the Elisha Turner Survey, Abstract No. 529, to the west corner of said Survey;

Thence southeast along the southwest line of the Elisha Turner Survey, Abstract No. 529, to the south corner of said Survey;

Thence northeast along the southeast line of the Elisha Turner Survey, Abstract No. 529, to the west corner of the Thomas Hunt Survey;

Thence southeast along the southwest line of the Thomas Hunt Survey to the south corner of said Survey;

Thence northeast along the southeast lines of the Thomas Hunt Survey and the Benjamin Lindsey Survey to the east corner of said Benjamin Lindsey Survey;

Thence southeast along the northeast lines of the H. H. Greer Survey, the George Hiden Survey, the Mrs. Elizabeth Parsons Survey, the William Fulcher Survey, and the Juana Escalan Survey to the point of intersection with the east line of Kaufman County.

#### LIBERTY COUNTY

All of that portion of Liberty County described as follows:

Beginning at the point of intersection of the west line of the Spencer Kirkham Survey with the northwest line of Liberty County;

Thence south along the west line of the Spencer Kirkham Survey to the point of intersection with the north line of the Daniel Donaho Survey;

Thence east along the north lines of the Daniel Donaho Survey and the Moses Donaho Survey to the northeast corner of said Moses Donaho Survey;

Thence south along the west lines of the F. J. C. Smiley Survey and the Elias K. Davis Survey to the southwest corner of said Elias K. Davis Survey;

Thence east along the south line of the Elias K. Davis Survey to the

northwest corner of the Thomas Newman Survey;

Thence south along the east line of the Barton Tarkington Survey to the southeast corner of said Survey;

Thence east along the north line of the F. H. Votaw Survey to the northeast corner of said Survey;

Thence south along the east line of the F. H. Votaw Survey to the point of intersection with the north line of the Jno. Harvard Survey;

Thence west along the north line of the Jno. Harvard Survey to the point of intersection with the east line of the Jordan West Survey;

Thence south along the east lines of the Jordan West Survey and the Maurice Smith Survey to the southeast corner of said Maurice Smith Survey;

Thence east along the north line of the John R. Faulk Survey to the northeast corner of said Survey;

Thence south along the east line of the John R. Faulk Survey, the Hugh Means Survey, the Thos. B. Garrett Survey, and the A. H. Booth Survey to the point of intersection with the north line of the G. T. Tabb Survey;

Thence east along the north line of the G. T. Tabb Survey to the northeast corner of said Survey;

Thence south along the west lines of the I. & G. N. R. R. Co. Survey and the Richard Green Survey to the southwest corner of said Richard Green Survey;

Thence east along the south line of the Richard Green Survey to the northwest corner of the Reason Green Survey;

Thence south along the east line of the Wm. F. Fisher Survey to the northwest corner of the I. & G. N. R. R. Co. Survey, Patent No. S-713;

Thence east along the north line of the I. & G. N. R. R. Co. Survey, Patent No. S-713, to the northeast corner of said Survey;

Thence south along the east lines of the I. & G. N. R. R. Co. Surveys, Patent Nos. S-713 and S-684, to the southwest corner of the Beasley Prewitt Survey;

Thence east along the south line of the Beasley Prewitt Survey to the northwest corner of the Town of Liberty North League;

Thence south along the west line of the Town of Liberty North League to the southwest corner of said League;

Thence west along the north line of the Town of Liberty South League to the northwest corner of said League;

Thence south along the west line of the Town of Liberty South League to the southwest corner of said League;

Thence south across the Elizabeth Munson Survey with the last above described course to the south line of said Elizabeth Munson Survey;

Thence east along the south line of the Elizabeth Munson Survey to the northwest corner of the William Duncan Survey;

Thence south along the west line of the William Duncan Survey to the southwest corner of said Survey;

Thence west along the north line of the Wm. D. Smith Survey to the northwest corner of said Survey;

Thence south along the west line of the Wm. D. Smith Survey to the southwest corner of said Survey;

Thence east along the south line of the Wm. D. Smith Survey to the point of intersection with the west line of the H. E. & W. T. R. R. Co. Survey;

Thence south along the east line of the Wm. Bloodgood Survey to the southeast corner of said Survey;

Thence west along the south line of the Wm. Bloodgood Survey to the point of intersection with the northwest line of the George L. Pace Survey;

Thence southwest along the northwest line of the George L. Pace Survey to the most westerly corner of said Survey;

Thence southeast along the southwest line of the George L. Pace Survey to the point of intersection with the northwest line of the Lewis Davis Survey;

Thence southwest along the northwest line of the Lewis Davis Survey to the most westerly corner of said Survey;

Thence southeast along the southwest line of the Lewis Davis Survey to the point of intersection with the northwest line of the Charles C. P. Welch Survey;

Thence southwest along the northwest line of the Charles C. P. Welch Survey to the most westerly corner of said Survey;

Thence southeast along the southwest line of the Charles C. P. Welch survey to the point of intersection with the south line of Liberty County;

Thence east along the south line of Liberty County to the point of intersection with the east line of the James McFaddin Survey;

Thence north along the east line of the James McFaddin Survey to the northeast corner of said Survey;

Thence west along the north line of the James McFaddin Survey to the southeast corner of the Baker M. Spinks Survey;

Thence north along the east line of the Baker M. Spinks Survey to the northeast corner of said Survey;

Thence west along the north line of the Baker M. Spinks Survey to the southeast corner of the Thomas D. Yocom Survey;

Thence north along the east line of the Thomas D. Yocom Survey to the northeast corner of said Survey;

Thence east along the south line of the James S. Mayfield Survey to the southeast corner of said Survey;

Thence north along the east line of the James S. Mayfield Survey to the point of intersection with the north line of the Silas Smith Survey;

Thence east along the north line of the Silas Smith Survey to the northeast corner of said Survey;

Thence north along the west lines of the H. & T. C. R. R. Co. Survey and the John M. Swisher Survey to the point of intersection with the south line of the W. C. R. R. Co. Survey;

Thence east along the south line of the W. C. R. R. Co. Survey to the southeast corner of said Survey;

Thence north along the east line of the W. C. R. R. Co. Survey to the northeast corner of said Survey;

Thence west along the north line of the W. C. R. R. Co. Survey to the point of intersection with the east line of the Jno. Evans Survey;

Thence north along the east line of the Jno. Evans Survey, the W. C. R. R. Co. Survey, Patent No. S-45, the William Devore Survey, and the W. C. Moor Survey to the northeast corner of said W. C. Moor Survey;

Thence west along the north line of the W. C. Moor Survey to the southeast corner of the Peter Mason Survey;

Thence north along the east line of the Peter Mason Survey to the northeast corner of said Survey;

Thence west along the north line of the Peter Mason Survey to the southeast corner of the H. & T. C. R. R. Co. Survey, Patent No. S-495;

Thence north along the east line of the H. & T. C. R. R. Co. Survey to the northeast corner of said Survey;

Thence east along the south line of the S. C. Bute Survey to the southeast corner of said Survey;

Thence north along the east lines of the S. C. Bute Survey and the Asa Fowler Survey to the point of inter-

section with the south line of the Philip P. Dever Survey;

Thence east along the south line of the Philip P. Dever Survey to the southeast corner of said Survey;

Thence north along the east line of the Philip P. Dever Survey to the point of intersection with the west line of the Jesse Devore Survey;

Thence north along the east line of the Philip P. Dever Survey, being also the west line of the Jesse Devore Survey, to the northeast corner of said Philip P. Dever Survey;

Thence west along the north line of the Philip P. Dever Survey to the southwest corner of the Day Canter Survey;

Thence north along the west line of the Day Canter Survey to the point of intersection with the south line of the W. S. Swilley Survey, Patent No. 36,610;

Thence east along the south line of the W. S. Swilley Survey to the southeast corner of said Survey;

Thence north along the east lines of the W. S. Swilley Survey and the H. & T. C. R. R. Co. Survey to the point of intersection with the south line of the William Smith Survey;

Thence east along the south line of the William Smith Survey to the southeast corner of said Survey;

Thence north along the east line of the William Smith Survey to the northeast corner of said Survey;

Thence west along the north line of the William Smith Survey to the southeast corner of the Francisco Millom Survey;

Thence north along the east line of the Francisco Millom Survey to the northeast corner of said Survey;

Thence west along the north line of the Francisco Millom Survey to the point of intersection with the east line of the Joseph Young Survey;

Thence north along the east line of the Joseph Young Survey to the northeast corner of said Survey;

Thence west along the north line of the Joseph Young Survey to the southwest corner of the Thomas Murphy Survey;

Thence north along the west line of the Thomas Murphy Survey to the northeast corner of the D. J. Harrison Survey;

Thence west along the north lines of the D. J. Harrison Survey and the Daniel Cleveland Survey to the southeast corner of the J. Young Survey;

Thence north along the east line of the J. Young Survey to the northeast corner of said Survey;

Thence east along the north line of the Thomas Murphy Survey to the northeast corner of said Survey;

Thence north along the west lines of the L. D. Nixon Survey, the Lefori Gedruf Survey, and the Mathew S. Miller Survey to the northwest corner of said Mathew S. Miller Survey;

Thence west along the south line of the I. & G. N. R. R. Co. Survey to the southwest corner of said Survey;

Thence north along the east line of the Wm. Phelps Survey to the northeast corner of said Survey;

Thence west along the north line of the Wm. Phelps Survey to the point of intersection with the east line of the Augustine M. de Lejarza Survey;

Thence north along the east line of the Augustine M. de Lejarza Survey to the northeast corner of said Survey;

Thence east along the south line of the Philip Miller Survey to the southeast corner of said Survey;

Thence north along the east line of the Philip Miller Survey to the point of intersection with the south line of the Manuel de los Santos Coy Survey;

Thence east along the north line of the John E. Mayfield Survey to an angle point for corner, said angle point being also the southeast corner of the Manuel de los Santos Coy Survey;

Thence north along the east line of the Manuel de los Santos Coy Survey to the northeast corner of said Survey;

Thence west along the north line of the Manuel de los Santos Coy Survey to the point of intersection with the east line of the John Hartgraves Survey;

Thence north along the east line of the John Hartgraves Survey to the northeast corner of said Survey;

Thence east along the south line of the Jose Dolores Martinez Survey to the southeast corner of said Survey;

Thence north along the east line of the Jose Dolores Martinez Survey to the northeast corner of said Survey;

Thence west along the north line of the Jose Dolores Martinez Survey to the southeast corner of the Isaiah Fields Survey;

Thence north along the east line of the Isaiah Fields Survey to the northeast corner of said Survey;

Thence west along the north line of the Isaiah Fields Survey to the southeast corner of the Augustin M. de la Lejarza Survey;

Thence north along the east line of the Augustin M. de la Lejarza Survey to the southwest corner of the Joel W. Robison Survey;

Thence east along the south line of the Joel W. Robison Survey to the southeast corner of said Survey;

Thence north along the east line of the Joel W. Robison Survey to the point of intersection with the northeast line of Liberty County;

Thence northwest along the northeast line of Liberty County to the point of intersection with the north line of Liberty County;

Thence west along the north line of Liberty County to the point of intersection with the northwest line of Liberty County;

Thence southwest along the northwest line of Liberty County to the point of beginning.

#### SAN JACINTO COUNTY

All of that portion of San Jacinto County located north and east of the following described line:

Beginning at the point of intersection of the west line of the S. Kirkham Survey, being also the east line of the A. B. Rozzell Survey, with the southeast line of San Jacinto County;

Thence north along the west line of the S. Kirkham Survey to the northwest corner of said Survey;

Thence east along the north line of the S. Kirkham Survey to the point of intersection with the west line of the Oliver H. Williams Survey;

Thence north along the east line of the A. B. Rozzell Survey to the northeast corner of said Survey;

Thence west along the north line of the A. B. Rozzell Survey to the southwest corner of the Daniel Dunaho Survey;

Thence north along the west line of the Daniel Dunaho Survey to the point of intersection with the south line of the H. & T. C. R. R. Co. Survey;

Thence west along the south line of the H. & T. C. R. R. Co. Survey to the southwest corner of said Survey;

Thence north along the west line of the H. & T. C. R. R. Co. Survey to the northwest corner of said Survey;

Thence west along the south line of the Horatio A. Alsbury Survey to the southwest corner of said Survey;

Thence north along the west line of the Horatio A. Alsbury Survey to the northwest corner of said Survey;

Thence west along the south line of the John Faulk Survey to the southwest corner of said Survey;

Thence north along the west line of the John Faulk Survey to the point of intersection with the north line of the James Booth Survey;

Thence west along the north line of the James Booth Survey to the southeast corner of the George Taylor Survey;

Thence north along the east line of the George Taylor Survey to the northeast corner of said Survey;

Thence west along the north line of the George Taylor Survey to the point of intersection with the southeast line of the Polk County School Land Survey;

Thence northeast along the southeast line of the Polk County School Land Survey to the most easterly corner of said Survey;

Thence northwest along the southwest line of the William M. White Survey to the most westerly corner of said Survey;

Thence northeast along the northwest line of the William M. White Survey to the point of intersection with the southwest line of the Robert Rankin Survey;

Thence northwest along the southwest line of the Robert Rankin Survey to the most westerly corner of said Survey;

Thence northeast along the northwest line of the Robert Rankin Survey to the point of intersection with the southwest line of the Drury McGee Survey;

Thence northwest along the southwest line of the Drury McGee Survey and such line extended across the Mesina Brown Survey to the point of intersection with southeast line of the K. Danzey Survey;

Thence southwest along the southeast line of the K. Danzey Survey to the southerly corner of said Survey;

Thence northwest along the southwest line of the K. Danzey Survey to the point of intersection with the southeast line of the Charles Butler Survey;

Thence northeast along the southeast line of the Charles Butler Survey to the most easterly corner of said Survey;

Thence northwest along the northeast line of the Charles Butler Survey to the most northerly corner of said Survey;

Thence northerly across the I. & G. N. R. R. Company Survey to the southeast corner of the M. S. Hoffmen Survey;

Thence westerly along the north line of the I. & G. N. R. R. Company Survey to the point of intersection with the east line of the Richard Danzey Survey;

Thence north along the east line of the Richard Danzey Survey to the northeast corner of said Survey;

Thence west along the north line of the Richard Danzey Survey to the southeast corner of the T. J. Golightly Survey;

Thence north along the east line of the T. J. Golightly Survey to the northeast corner of said Survey;

Thence west along the north line of the T. J. Golightly Survey to the point of intersection with the northeast line of the William M. White Survey;

Thence northwest along the northeast line of the William M. White Survey to the point of intersection with the south line of the Ralph McGee Survey;

Thence west along the south line of the Ralph McGee Survey to the southwest corner of said Survey;

Thence north along the west line of the Ralph McGee Survey to the northwest corner of said Survey;

Thence east along the north line of the Ralph McGee Survey to the point of intersection with the west line of the William Morris Survey;

Thence north along the west line of the William Morris Survey to the point of intersection with the south line of the James C. Ward Survey;

Thence west along the south lines of the James C. Ward Survey and the I. & G. N. R. R. Company Survey to the most southerly corner of the I. & G. N. R. R. Company Survey;

Thence north along the west line of the I. & G. N. R. R. Company Survey to an angle point for corner;

Thence northwest along the southwest line of the I. & G. N. R. R. Company Survey to an angle point for corner, said angle point being also the most northerly corner of the Francisco Mancha Survey;

Thence north along the west line of the I. & G. N. R. R. Company Survey to the most southerly corner of the Jonathan Stanley Survey;

Thence northwest along the southwest lines of the Jonathan Stanley Survey and the A. P. Davis Survey to the point of intersection with the southeast line of the Robert T. Rucker Survey;

Thence southwest along the southeast line of the Robert T. Rucker Sur-



vey to the most southerly corner of said Survey;

Thence northwest along the southwest lines of the Robert T. Rucker Survey and the Zelpha Sears Survey to the point of intersection with the southeast line of the Robert Kilgore Survey;

Thence southwest along the southeast line of the Robert Kilgore Survey to the most southerly corner of said Survey;

Thence northwest along the southwest line of the Robert Kilgore Survey to the most westerly corner of said Survey;

Thence northeast along the northwest line of the Robert Kilgore Survey to the point of intersection with the southwest line of the Albert A. Foster Survey;

Thence northwest along the southwest line of the Albert A. Foster Survey to the most westerly corner of said Survey;

Thence northeast along the northwest line of the Albert A. Foster Survey to the point of intersection with the southwest line of the Roderick Jenkins Survey;

Thence northwest along the southwest line of the Roderick Jenkins Survey to the point of intersection with the southeast line of the Benson Resinhower Survey;

Thence southwest along the southeast line of the Benson Resinhower Survey to the point of intersection with the west line of San Jacinto County.

#### LEON COUNTY

All that portion of Leon County located east of the following described line:

Beginning at the corner of intersection of the NE line of the T. J. Teal Survey with the NW line of Leon County;

Thence SE along the NE line of the T. J. Teal Survey to the point of intersection with the NW line of the H. E. McGrew Survey;

Thence NE along the NW line of the H. E. McGrew Survey to its most northern corner;

Thence SE along the NE line of the H. E. McGrew to its most eastern corner in the NW line of the James M. Robinson Survey;

Thence NE along the NW line of the James M. Robinson Survey to its most northern corner;

Thence SE along the NE line of the James M. Robinson Survey to an ell corner of same;

Thence NE with the James M. Robinson Survey to the NW corner of the I&GN Ry. Co. Survey Scrip No. 2064;

Thence SE with the I&GN Ry Co. Survey to its most southern corner in the N. line of the McLin-Bracey Survey;

Thence NE with the McLin-Bracey Survey to its N. corner;

Thence SE with the McLin-Bracey Survey to its E. corner, the N. corner of the A. A. Anderson Survey;

Thence SW with the A. A. Anderson Survey to its W. corner;

Thence SE with the A. A. Anderson Survey to its S. corner;

Thence NE with the A. A. Anderson Survey to its E. corner, the N. corner of the John Grumbles Survey;

Thence SE with the John Grumbles Survey to its E. corner, the N. corner of the H. Barney Survey;

Thence SW with the H. Barney Survey to its W. corner;

Thence SE with the H. Barney Survey to its S. corner, in the NE line of the Jacob Burleson Survey;

Thence SW with the Jacob Burleson Survey to its most western corner;

Thence SE with the Jacob Burleson Survey to the E. corner of the W. S. Wallace Survey;

Thence SW with the SE line of the W. S. Wallace Survey to the most northern corner of the James H. Berry Survey;

Thence SE with the James H. Berry Survey to its most eastern corner;

Thence SW with the James H. Berry Survey to its most southern corner, the N. corner of the BBB&C Ry. Co. Scrip No. 1515;

Thence SE with the BBB&C Ry. Co. to its most eastern corner;

Thence SW with the BBB&C Ry. Co. to the most northern corner of the A. Willis Survey;

Thence SE with the A. Willis Survey to the most northern corner of the G. W. Kegeans Survey;

Thence SW with the G. W. Kegeans Survey to its most western corner;

Thence SE with the SW lines of the G. W. Kegeans and the W. M. Whitley Surveys to the most southern corner of the W. M. Whitley Survey in the W. line of the Joel Whitfield Survey;

Thence S. with the W. line of the Joel Whitfield Survey to its SW corner;

Thence SE with the S. line of the Joel Whitfield Survey to a corner of

Survey 1, CT&M Ry. Co., the E. corner of the H. C. Jones Survey;

Thence SW with the CT&M Ry. Co. Survey to the NE corner of the Thomas Peal Survey;

Thence S. with the E. line of the Thomas Peal Survey to the NW corner of the J. W. Laningham Survey;

Thence E. with the J. W. Laningham Survey to its NE corner;

Thence S. with the E. lines of the J. W. Laningham and J. Mullenau Surveys to the NW line of the John Archer Survey;

Thence NE with the John Archer Survey to its N. corner;

Thence SE with the John Archer Survey to its E. corner, on the NW line of the Hiram H. Mileions Survey;

Thence SW with the Hiram H. Mileions Survey to its W. corner;

Thence SE with the Hiram H. Mileions Survey to the N. corner of the N. H. Moffitt Survey;

Thence SW with the N. H. Moffitt Survey to its W. corner;

Thence SE with the N. W. Moffitt Survey to the N. corner of the John Roark Survey;

Thence SW with the John Roark Survey to its intersection with the E. line of the Cornelius Lewis Survey;

Thence S. with the E. line of the Cornelius Lewis Survey to its SE corner;

Thence W. with the S. line of the Cornelius Lewis Survey to the intersection with the NW line of the John Roark Survey;

Thence SW with the John Roark Survey to its W. corner;

Thence SE with the John Roark Survey to its S. corner, in the NW line of the Aron West Survey;

Thence SW with the NW lines of the Aron West and Jacob Boudwin Surveys to the W. corner of the Jacob Boudwin Survey, the N. corner of the Alfred Gressett Survey;

Thence SE with the Alfred Gressett Survey to its E. corner;

Thence SW with the A. Gressett Survey to its S. corner in the NE line of the John Belden Survey;

Thence SE with the John Belden Survey to its most eastern corner;

Thence SW with the John Belden Survey to an ell corner of same;

Thence SE with the John Belden Survey to its most southern east corner;

Thence SW with the John Belden Survey to its most southern corner;

Thence NW with the John Belden Survey to an ell corner of same;

Thence SW with the John Belden Survey to the intersection with the NE line of the Candac Midkiff Survey;

Thence SE with the Candac Midkiff Survey to its most eastern corner;

Thence SW with the Candac Midkiff Survey to its most southern corner, the N. corner of the Manuel Skinner Survey;

Thence SE with the Manuel Skinner Survey to its E. corner;

Thence SW with the Manuel Skinner Survey to the W. corner of the Allen Dimery Survey;

Thence SE with the SW lines of the Allen Dimery and Williams Johnson Surveys to the point of intersection with the S. boundary line of Leon County.

#### HOUSTON COUNTY

All of that portion of Houston County located west of the following described lines:

Beginning at the point of intersection of the NE line of the S. C. Collins Survey with the county boundary line between Houston and Anderson Counties;

Thence southeasterly along the NE line of the S. C. Collins Survey to its E. corner;

Thence SW along the SE line of the S. C. Collins Survey to the N. corner of the Edward Wingate Survey;

Thence SE along the NE line of the Edward Wingate Survey to its E. corner;

Thence SW along the SE line of the Edward Wingate Survey to the N. corner of the Thomas Strother Survey;

Thence SE along the NE line of the Thomas Strother Survey to its E. corner;

Thence SW along the SE line of the Thomas Strother Survey to the point of intersection with the NE line of the Gordiano Badillo Survey;

Thence along the NE line of the Gordiano Badillo Survey to its E. corner, an ell corner of the J. de Jesus Proccla Survey;

Thence SW along the NW line of the J. de Jesus Proccla Survey to its most westerly corner;

Thence SE along the SW line of the J. de Jesus Porcela Survey to its most southerly corner, an interior corner of the J. A. Clark Survey;

Thence NE along the SE line of the J. de Jesus Proccla Survey to the most northerly corner of the J. A. Clark Survey in the W. line of the William Watson Survey;

Thence S. along the W. line of the William Watson Survey to its most southerly corner in the north line of the W. R. Bell Survey;

Thence NE along the NW line of the W. R. Bell Survey to its most northerly corner;

Thence SE along the NE line of the W. R. Bell Survey and the B. A. Foreman Survey to the SE corner of the B. A. Foreman Survey;

Thence SE along the W. line of the John Smith Survey to its SW corner in the N. line of the John Rowland Survey;

Thence SW along the N. line of the John Rowland Survey to its NW corner;

Thence SE along the W. lines of the John Rowland and Samuel A. Burton Surveys to the SW corner of the Samuel A. Burton Survey in the N. line of the William P. Roberts Survey;

Thence E. along the N. line of the William P. Roberts Survey to its NE corner;

Thence S. along the E. lines of the William P. Roberts and the Alex W. Beckham Surveys to the NW corner of the William A. Merchison Survey;

Thence E. along the N. line of the William A. Merchison Survey to its NE corner in the W. line of the John Walker Survey;

Thence S. along the W. line of the John Walker Survey to its SW corner, the NW corner of the A. E. Gossett Survey;

Thence SE along the W. line of the A. E. Gossett Survey to its SW corner, a corner of the Robert Milling Survey;

Thence W. along the N. line of the Robert Milling Survey to its NW corner;

Thence S. along the W. line of the Robert Milling Survey to its SW corner in the N. line of the William White Survey;

Thence E. along the N. line of the William White Survey to its NE corner;

Thence S. along the E. line of the William White Survey to its SE corner;

Thence W. along the S. line of the William White Survey to the NE corner of the David Harrison Survey;

Thence S. along the E. line of the David Harrison Survey to its SE corner in the N. line of the Francis Johnson Survey;

Thence SW along the NW line of the Francis Johnson Survey to its most westerly corner, the most northerly corner of the John Hagan Survey;

Thence SE along the NE line of the John Hagan Survey to its most easterly corner;

Thence SW along the SE line of the John Hagan Survey to its most southerly corner in the NE line of the John Moore Survey;

Thence NW along the NE line of the John Moore Survey to its most northerly corner;

Thence SW along the NW line of the John Moore Survey to its most westerly corner;

Thence SE along the SW line of the John Moore Survey to the point of intersection with the S. boundary of the Stephen Box Survey—the most easterly corner of the Stephen Box Survey;

Thence SW along the southern boundary of the Stephen Box Survey to the most northerly corner of the James M. Hall Survey;

Thence SE along the NE line of the James M. Hall Survey to its most easterly corner in the N. line of the William Prissick Survey;

Thence NE along the NW line of the William Prissick Survey to its most northerly corner;

Thence SE along the NE line of the William Prissick Survey to the N. NW corner of the John Cheairs Survey;

Thence NE along the NW line of the John Cheairs Survey to its most northern corner;

Thence SE along the NE line of the John Cheairs Survey to its most eastern corner;

Thence SW along the SE line of the John Cheairs Survey to the most northern corner of the John Gregory Survey;

Thence SE along the NE line of the John Gregory Survey to its most eastern corner, the most northern corner of the James Neville Survey;

Thence SW along the NW line of the James Neville Survey to its most western corner;

Thence SE along the SW line of the James Neville Survey to the most northern corner of the Fred Hemiger Survey;

Thence SW along the NW line of the Fred Hemiger Survey to its most western corner, the north corner of the J. Rosamond Survey;

Thence SE along the NE line of the J. Rosamond Survey to its most eastern corner, the N. corner of the D. Stilts Survey;

Thence SE along the NE line of the D. Stilts Survey to point of inter-

section with the S. boundary line of Houston County.

#### TRINITY COUNTY

All of that portion of Trinity County located southwest of the following described line:

Beginning at the point of intersection of the W. line of the Francisco Martinez Survey with the NW line of Trinity County;

Thence S. with the Francisco Martinez Survey to its SW corner;

Thence E. with the Francisco Martinez Survey to its SE corner in the W. line of the Julio Sevalles Survey;

Thence S. with the W. line of the Julio Sevalles Survey to its SW corner;

Thence E. with the S. line of the Julio Sevalles Survey to its SE corner in the W. line of the Maria Luisa Bodin Survey;

Thence S. with the W. line of the M. L. Bodin Survey to its SW corner;

Thence E. with the S. line of the M. L. Bodin Survey to its SE corner the SW corner of the Miguel Torres Survey;

Thence SE with the S. lines of the Miguel Torres and Maria Benancia Cruz Surveys to the point of intersection with the NW line of the James Hanley Survey;

Thence SW with the NW line of the James Hanley Survey to its most western corner;

Thence SE with the SW line of the James Hanley Survey and with the SW line of the Pedro J. Caro Survey and with the SW line of the Ignacio Chapa Survey to the most southern corner of the Ignacio Chapa Survey, the most eastern corner of the Juan Flores Survey;

Thence SW with the SE line of the Juan Flores Survey to the NW corner of the Henry Matthews Survey;

Thence E. with the N. line of the Henry Matthews Survey to its NE corner in the W. line of the William E. Allison Survey;

Thence S. with the W. line of the W. E. Allison Survey to its SW corner;

Thence E. with the S. line of the W. E. Allison Survey and the northern S. line of Survey 27, J. Poitevent to an ell corner of the J. Poitevent Survey;

Thence S. with the W. lines of Surveys 27 and 26, W. F. Burns to an interior corner of Survey 26;

Thence W. with a line of survey 26

to the point of intersection with the NE line of the G. C. Shaw Survey;

Thence SE with the NE line of the G. C. Shaw Survey in the most eastern corner of same in the W. line of Survey 25, J. Poitevent Survey;

Thence S. with the W. line of Survey 25 to the point of intersection with the SE line of Trinity County.

#### MADISON COUNTY

All of that portion of Madison County located east of the following described line:

Beginning at the point of intersection of the E. line of the Heirs of J. M. Robinson Survey and the N. Boundary line of Madison County;

Thence S. with the Heirs of J. M. Robinson Survey to its SE corner in the N. line of the Peter Bays Survey;

Thence E. with the Peter Bays Survey to its NE corner;

Thence S. with the Peter Bays Survey to the intersection with the NW line of the Miguel Muzquiz Survey;

Thence SW with the Miguel Muzquiz Survey to its W. corner;

Thence SE with the Miguel Muzquiz Survey to its intersection with the E. line of the Thomas McDugal Survey;

Thence S. with the Thomas McDugal Survey and the James Morice Survey to the SE corner of the James Morice Survey;

Thence W. with the S. line of the James Morice Survey to the intersection with the E. line of the John L. Sleight Survey, the NE corner of the John L. Sleight Survey;

Thence S. with the John L. Sleight Survey to its SE corner;

Thence W. with the J. L. Sleight Survey to its intersection with the E. line of the John Anders Survey, the NE corner of the John Anders Survey;

Thence S. with the John Anders Survey to its SE corner in the N. line of the Richard Duglass Survey;

Thence NE with the Richard Duglass Survey to its N. corner;

Thence SE with the NE lines of the Richard Duglass and J. S. Hunter Surveys to the SE corner of the J. S. Hunter Survey in the N. line of the J. Talbert Survey;

Thence SW with the J. Talbert Survey to its most western corner;

Thence SE with the J. Talbert Survey to its most southern corner;

Thence NE with the J. Talbert Survey to the most northern corner of the Zacheus Wilson Survey;

Thence SE with the NE lines of the

Zacheus Wilson, Lewis Clemmans, A. J. Morgan and Silas Morgan Surveys to the SE corner of the Silas Morgan Survey in the N. line of the William F. Young Survey;

Thence SW with the N. line of the William F. Young Survey to its NW corner;

Thence SE with the W. line of the William F. Young Survey to its SW corner in the N. line of the Wm. H. Pate Survey;

Thence NE with the N. line of the William H. Pate Survey to its NE corner;

Thence S. with the E. line of the Wm. H. Pate Survey to the intersection with the S. boundary line of Madison County.

#### WALKER COUNTY

All of that portion of Walker County located north of the following described line:

Beginning at the point of intersection of the W. line of the Maria Guadalupe Casillas Survey with the N. line of Walker County;

Thence S. with the W. line of the M. G. Casillas Survey to its SW corner the NW corner of the H. & I. C. Ry. Co. Survey No. 1;

Thence E. with the N. line of the H. & I. C. Ry. Co. Survey No. 1 to the NE corner of same;

Thence S. with the E. line of the H. & I. C. Ry. Co. Survey No. 1 to its SE corner in the N. line of the William Tom Survey;

Thence E. with the N. line of the William Tom Survey to its NE corner;

Thence S. with the E. line of the William Tom Survey to the NW corner of the John Wood Survey Abstract No. 594;

Thence E. with the N. line of the John Wood Survey to its NE corner;

Thence S. with the E. lines of the John Wood Survey and Daniel B. McMahan Survey Abstract 349 to the SE corner of the D. B. McMahan Survey in the N. line of the James G. Hutchinson Survey;

Thence E. with the N. line of the James G. Hutchinson Survey to its NE corner;

Thence S. with the E. line of the James G. Hutchinson Survey to the NW corner of the John Wood Survey Abstract 593;

Thence E. with the N. lines of the John Wood and Edward Miller Surveys to the point of intersection with the W. line of the Peter Ornie Survey Abstract 425;

Thence S. with the W. line of the Peter Ornie Survey to its SW corner;

Thence E. with the S. line of the Peter Ornie Survey to its SE corner, the NE corner of the F. M. Davis Survey No. 4;

Thence S. with the E. line of Survey 4 to its SE corner, the SW corner of the Ira Munson Survey, Abstract 372;

Thence E. with the S. line of the Ira Munson Survey to its SE corner in the W. line of the Edward Miller Survey;

Thence S. with the W. line of the Edward Miller Survey to a point in the N. line of the Robert Wilson Survey;

Thence E. with the N. line of the Robert Wilson Survey to its NE corner;

Thence S. with the E. line of the Robert Wilson Survey to the NW corner of the Willis Hines Survey Abstract 234;

Thence E. with the N. line of the Willis Hines Survey to its NE corner;

Thence S. with the E. line of the Willis Hines Survey to its SE corner in the N. line of the William Roark Survey;

Thence E. with the N. line of the William Roark Survey to its NE corner;

Thence S. with the E. line of the William Roark Survey to the SW corner of the William A. Cook Survey;

Thence E. with the S. line of the William A. Cook Survey to the most southern SE corner of same;

Thence N. with the William A. Cook Survey to an ell corner of same;

Thence E. with the northern S. line of the William A. Cook Survey to its SE corner in the W. line of the Hillary M. Crabb Survey;

Thence S. with the W. line of the Hillary M. Crabb Survey to a corner of same;

Thence SE with the Hillary M. Crabb Survey to a corner of same;

Thence S. with the eastern W. line of the Hillary M. Crabb Survey to the SW corner of same;

Thence E. with the S. lines of the Hillary M. Crabb and Warren Birdsell Surveys to the SE corner of the Warren Birdsell Survey;

Thence N. with the E. line of the Warren Birdsell Survey to the SW corner of the Wiley Parker Survey;

Thence E. with the S. line of the Wiley Parker Survey to the SE corner of same;

Thence N. with the E. line of the

Wiley Parker Survey to the SW corner of the Jesse Parker Survey Abstract 36;

Thence E. with the S. line of the Jesse Parker Survey Abstract 36 to the NW corner of the Jesse Parker Survey Abstract 345;

Thence S. with the W. line of the Jesse Parker Survey Abstract 345 to the SW corner of same;

Thence E. with the S. line of the Jesse Parker Survey to the NW corner of the Benson Resin Hoover Survey;

Thence S. with the W. line of the Benson Resin Hoover Survey to the SW corner of same;

Thence E. with the S. line of the Benson Resin Hoover Survey to the SE corner of same;

Thence N. with the E. line of the Benson Resin Hoover Survey to the SW corner of the Samuel H. Ewing Survey;

Thence E. with the S. line of the Samuel H. Ewing Survey to the southern NW corner of the George J. Jones Survey;

Thence S. with the W. line of the George J. Jones Survey to the SW corner of same;

Thence E. with the S. line of the George J. Jones Survey to the SE corner of same;

Thence N. with the E. line of the George J. Jones Survey to the northern NW corner of the William Lindley Survey;

Thence E. with the N. line of the William Lindley Survey to the NE corner of same;

Thence S. with the E. line of the William Lindley Survey to the W. corner of the Sarah Morgan Survey Abstract 413;

Thence NE with the NW line of the Sarah Morgan Survey to the N. corner of same;

Thence SE with the NE line of the Sarah Morgan Survey to the W. corner of same;

Thence SW with the SE line of the Sarah Morgan Survey to the S. corner of same in the NE line of the Isaac McGary Survey;

Thence SE with the NE line of the Isaac McGary Survey to its intersection with the most northern NW line of the Joseph Hollis Survey;

Thence NE with the NW line of the Joseph Hollis Survey to the N. corner of same, in the SW line of the Sander Groom Survey;

Thence SE with the SW line of

the Sander Groom Survey to the S. corner of same;

Thence NE with the SE line of the Sander Groom Survey to the E. corner of same;

Thence NW with the NE line of the Sander Groom Survey to an interior corner of same;

Thence NE with the Sander Groom Survey to an interior corner of the Lina Hicks Survey;

Thence NW with the Lina Hicks Survey to the most northern NW corner of same;

Thence E. with the N. line of the Lina Hicks Survey to the W. line of the William Lindley Survey Abstract 322;

Thence S. with the W. line of the William Lindley Survey to the S. corner of same;

Thence NE with the SE line of the William Lindley Survey to the W. corner of the Jacob Kendig Survey;

Thence SE with the SW line of the Jacob Kendig Survey to the S. corner of same;

Thence NE with the SE line of the Jacob Kendig Survey to the SW line of the Larkin D. Davis Survey;

Thence SE with the SW line of the Larkin D. Davis Survey to the S. corner of same in the North line of the John Roark Survey Abstract 39;

Thence NE with the NW line of the John Roark Survey to the North corner of same;

Thence SE with the NE line of the John Roark Survey to the point of intersection with the E. boundary line of Walker County.

#### POLK COUNTY

All of that portion of Polk County located west of the following described line:

Beginning at the point of intersection of the NW line of Polk County with the N. line of Survey 37, W. C. Ry. Co. Survey;

Thence E. with the N. line of Survey 37, to its NE corner in the W. line of Survey 23 J. Poitevent Survey;

Thence S. with the W. line of Survey 23 to its SW corner;

Thence E. with the S. line of Survey 23 to its SW corner, in the W. line of Survey 61 J. Poitevent Survey;

Thence S. with the W. line of Survey 61 to its SW corner;

Thence E. with the S. line of Survey 61 to its SW corner, the N. NE corner of Section 63 J. Poitevent Survey;

Thence S. with the northern east line of Section 63 to an ell corner of Section 63;

Thence E. with the Southern N. line of Section 63 to its NE corner;

Thence S. with the E. line of Section 63 to its SE corner;

Thence W. with the S. line of Section 63 to an ell corner of same, the western N. corner of Section 64 L. C. Grant & Ashby S. James Survey;

Thence S. with the W. line of Section 64 to its intersection with the NE line of the Reuben Barrow Survey;

Thence NE with the N. line of the Reuben Barrow Survey to its NE corner;

Thence SE with the E. line of the Reuben Barrow Survey to its SE corner;

Thence SW with the S. line of the Reuben Barrow Survey to the NE corner of the Hiram Watts Survey;

Thence SE with the E. line of the Hiram Watts Survey and the E. line of Survey 51, I&GN Ry. Co. to an ell corner of Survey 51;

Thence NE with the southern N. line of Section 51 to its eastern NE corner;

Thence SE with the E. line of Section 51 to its SE corner;

Thence SW with the S. line of Section 51 to the NE corner of Henry Houston Survey;

Thence SE with the E. line of the H. Houston Survey to the intersection with the N. line of Section 52, I&GN Ry. Co. Survey;

Thence E. with the N. line of Section 52 to its intersection with the W. line of the Daniel Wilburn Survey;

Thence S. with the W. line of the Daniel Wilburn Survey to its SW corner;

Thence E. with the S. line of the D. Wilburn Survey to its SE corner in the W. line of the John Bland Survey;

Thence S. with the W. line of the John Bland Survey to its SW corner;

Thence E. to the S. line of the John Bland Survey to its SW corner in the W. line of the Isaac N. Moreland Survey;

Thence S. with the W. line of the I. N. Moreland Survey to its SW corner;

Thence E. with the S. line of the I. N. Moreland Survey to its SE corner in the W. line of the Samuel Mays Survey;

Thence S. with the W. line of the Samuel Mays Survey to its SW corner the NE corner of Section 62, I&GN Ry. Co. Survey;

Thence E. with the N. line of Section 62 to its NE corner;

Thence S. with the E. line of Section 62 to its upper SE corner;

Thence W. with the S. line of Section 62 to an ell corner of same;

Thence S. with an E. line of Section 62 to its middle SE corner;

Thence W. with a S. line of Section 62 to an ell corner of same, the NW corner of Heirs of P. Whitaker Survey;

Thence S. with the W. line of the P. Whitaker Survey to the northern SW corner of same;

Thence E. with the upper South line of the P. Whitaker Survey to an ell corner of same;

Thence S. with the P. Whitaker Survey to its southern SW corner;

Thence E. with the S. line of P. Whitaker Survey to its SE corner, the NE corner of the J. C. Dunlap Survey;

Thence S. with the E. line of the John C. Dunlap Survey to its northern SE corner;

Thence W. with the John C. Dunlap Survey to the NW corner of the Jesse R. Jones Survey;

Thence S. with the W. line of the Jesse R. Jones Survey to its SW corner;

Thence E. with the S. lines of the J. R. Jones Survey and the John Ruddle Survey to the SE corner of the J. Ruddle Survey;

Thence N. with the E. line of the J. Ruddle Survey to the SW corner of the Seth Carey Survey;

Thence E. with the S. lines of the said Carey, Maria Lindsey, Joseph Jones, Abstract 365 and Joseph B. Jones Abstract 364 to the SE corner of the J. B. Jones Survey in the NE line of the Juan Falcon Survey;

Thence SW with the NW line of the Juan Falcon Survey to its W. corner;

Thence SE with the SW line of the Juan Falcon Survey to its S. corner in the N. line of the H. E. Watson Survey;

Thence NE with the NW line of the H. E. Watson Survey to its North corner the W. corner of the L. T. Hampton Survey;

Thence SE with the SW lines of the L. T. Hampton and Francisco Castanado Surveys to the S. corner of the F. Castanado Survey, in the N. line of the John C. Davis Survey;

Thence SW with the N. line of the J. C. Davis Survey to its NW corner in the E. line of the Henry W. Augustin Survey;

Thence SE with the E. line of the H. W. Augustin Survey to its SE corner in the N. line of the Mary Thomas Survey;

Thence SW with the N. line of the

Mary Thomas Survey to its NW corner;

Thence SE with the SW line of the Mary Thomas Survey to its intersection with the E. line of the James H. Finley Survey;

Thence S. with the E. lines of the James H. Finley and Joseph H. Knapp Surveys to the SE corner of the J. H. Knapp Survey in the N. line of the James Stephenson Survey;

Thence W. with the N. line of the James Stephenson Survey to its NW corner;

Thence S. with the W. line of the James Stephenson Survey to the intersection with the S. boundary line of Polk County.

(b) It is hereby found and determined that all of the land thus included in the Authority will be benefited by the exercise of the powers conferred by this Act. No provision of this Act is intended to or shall be applicable outside of the area specifically included in this Section 2 of this Act, anything in this Act to the contrary notwithstanding.

Section 3. (a) All powers of the Authority shall be exercised by a board of directors (hereinafter sometimes called the "Board").

(b) The Board shall consist of 24 directors to be appointed by the Governor with the advice and consent of the Senate, and, when the Legislature is in session, no such appointment shall become effective until it shall have been approved by the Senate. For the purposes of the appointment of directors the Authority is divided into 18 areas, numbered 1 to 18, both inclusive, respectively containing the county as follows:

- Area 1. Tarrant
- Area 2. Dallas
- Area 3. Kaufman
- Area 4. Henderson
- Area 5. Ellis
- Area 6. Navarro
- Area 7. Anderson
- Area 8. Freestone
- Area 9. Leon
- Area 10. Houston
- Area 11. Trinity
- Area 12. Madison
- Area 13. Walker
- Area 14. San Jacinto
- Area 15. Polk
- Area 16. Liberty
- Area 17. Chambers

Area 18. All of the territory contained within the above named 17 areas and 17 counties which shall be known as "The Area-at-Large."

3 directors shall be appointed from Tarrant County; 4 directors shall be appointed from Dallas County; and 2 directors shall be appointed from "The Area-at-Large." One director shall be appointed from each of the other named Areas. The term of each director shall be for 6 years and until his successor shall have been appointed and until he shall have qualified, except that of the directors first appointed, 8 shall serve for 2 years, 8 for 4 years, and 8 for 6 years. In making the original appointments the Governor will designate the initial term of each such Directors. The Board has power to appoint an executive committee which will perform the functions of the Board between meetings, except as its powers may be restricted in the action setting up the committee.

(c) No person shall be appointed a director unless he resides in or owns taxable property within the area from which he is appointed. No officer or employee of a county or city shall be eligible to serve as a director. Each director shall subscribe the constitutional oath and shall give bond in the amount of \$5,000.00, the cost of which shall be paid by the Authority. If any Director moves out of Area from which he is appointed, the Governor shall promptly appoint a director to succeed him.

(d) Each director shall receive a fee of \$10.00 and shall be entitled to reimbursement of his actual expenses, for attending each meeting of the Board. Each director shall also be entitled to receive not to exceed \$10.00 per day devoted to the business of the Authority and to reimbursement for actual expenses incurred in attending such Authority's business, provided that such service and expense are expressly approved by the Board.

Section 4. The Board shall elect from its number a president and a vice president of the Authority and such other officers as in the judgment of the Board are necessary. The president shall preside at meetings of the Board and shall be the chief officer of the Authority and shall have the same right to vote as any other director. The vice-president shall perform all duties and exercise all powers conferred by this Act upon the president when the president is absent or fails or is unable or declines to act. The Board shall appoint a secretary and a treasurer who shall not be members of the Board. Within the discretion of the Board the offices of



secretary and treasurer may be held by one person whose title shall be Secretary-Treasurer. The Treasurer shall give bond in such amount as shall be prescribed by the Board. The Board may appoint a general manager, all necessary engineers, attorneys and other employees.

Section 5. The Authority is hereby invested with all of the powers of the State under Article XVI, Section 59, of the Constitution, to effectuate flood control and the conservation and use, for all beneficial purposes, of storm and flood waters and unappropriated flow waters in the Trinity watershed, subject only to: (i) declarations of policy by the Legislature as to use of water; (ii) continuing supervision and control by the State Board of Water Engineers and any board or agency which may thereafter succeed to its duties; (iii) the provisions of Article 7471 prescribing the priorities of uses for water, and (iv) the rights heretofore or hereafter legally acquired in water by municipalities and other users. Notwithstanding the provisions of Article XVI, Section 59 of the Constitution or of any other statute, nothing in this Act shall confer upon the Authority created hereby any power to construct or protect navigation canals or facilities or harbor and terminal facilities within the area described in Section 2 hereof. It shall be the duty of the Authority to exercise for the greatest practicable measure of the conservation and beneficial utilization of storm, flood and unappropriated flow waters of the Trinity River watershed in the manner and for the particular purposes specified hereinafter in this Section and elsewhere in this Act, powers, including those:

(a) To store and conserve to the greatest beneficial use such waters, so as to prevent escape of any water without maximum beneficial use either within or outside of Authority.

(b) For the conservation of water for uses within and without the watershed, including providing water supply for cities and towns, and the right to sell water and stand-by service to any person, firm, or corporation, including cities and towns and other public agencies, within and outside the watershed of the Trinity River, provided, however, that the purchasers of conservation storage water for domestic, industrial, or irrigation uses shall not be required to pay any part of the cost of benefits accruing for flood control purposes.

(c) For the conservation of soils and other surface resources against destructive erosion, thereby preventing the increased flood menace incident thereto, and for the prevention of sedimentation and siltation of lands, channels, reservoirs and coastal waters, including the right to aid and supplement the work of upstream soil and water conservation and flood prevention projects authorized by State or Federal Agencies in conjunction with Soil Conservation Districts, in furtherance of the "Master Plan" as defined in Section 11.

(d) To provide water for the irrigation of lands within and outside of the watershed.

(e) To provide water for the development of commercial and industrial enterprises, inside and outside the watershed.

(f) Power to execute contracts with municipalities and others involving the construction of reservoirs, dams, water supply lines, water purification and pumping facilities, and the furnishing of water supply service substantially in the manner prescribed by Chapter 342, Acts of the Regular Session of the 51st Legislature for Districts organized and created pursuant to Article XVI, Section 59 of the Constitution, extended so as to permit such contracts with individuals, partnerships, and all classes of corporations.

(g) When, in the judgment of the Authority necessary for the interest of conservation, and subject to the approval of the State Board of Water Engineers, to bring water into the boundaries of the Authority for beneficial uses.

(h) For encouragement and development of recreational facilities and preservation of fish and wild life, the Board of Directors shall have the power and duty to acquire sufficient additional land adjoining any lakes constructed on the Trinity River for purpose of developing recreational facilities and for the purpose of acquiring roads for ingress and egress of the public to said lakes. The Board shall use its discretion in determining the amount of such additional land required for a suitable recreational park, but shall secure approximately twenty (20) per cent of the adjoining lake front, such twenty per cent being intended merely as a guide and not to be construed as a maximum or minimum limitation.

(i) Power to adopt through action of the Board of Directors, any powers

permitted under Title 128, Revised Civil Statutes of the State of Texas.

(j) As a necessary aid to the conservation, control, preservation, and distribution of such water for beneficial use, the Authority shall have the power to construct, own and operate sewage gathering, transmission and disposal services, to charge for such service, and to make contracts in reference thereto with municipalities and others.

(k) To adopt all reasonable rules and regulations designed to facilitate the exercise of its rights and the performance of its duties, and to adopt and amend its by-laws.

Section 6. If any county or portion thereof lying within the watershed of the Trinity River is not included as a part of the Authority, such County or any defined portion thereof may be included in the Authority in the following manner:

A petition for inclusion of such county or portions thereof shall be signed by a majority of landowners therein or by 50 landowners if the number of such landowners is more than 50. Such petition shall be filed with the Secretary of the Board of Directors. It shall be the duty of the Board to pass an order fixing a time and place at which such petition shall be heard, which date shall be not less than 30 days from date of such order. The Secretary shall issue notice of such time and place of hearing, and which notice shall describe the territory proposed to be included. The Secretary shall execute said notice by posting copies thereof in three public places within the territory proposed to be included; said notice shall be posted for 15 days prior to the date of said hearing. Publication of copy of such notice shall be made in a newspaper of general circulation in the county wherein lies the property to be included, once each week for two consecutive weeks, at least 15 days prior to such hearing. If, upon the hearing of such petition, it is found that the proposed addition is to the advantage of the territory seeking inclusion and if the inclusion will not unduly hinder the operation of the Authority, then the Board by Resolution duly entered upon its Minutes, may receive such proposed territory as an addition to and to become a part of the Authority. The added territory shall bear its pro rata part of all indebtedness or taxes that may be owed, contracted, or authorized by

said Authority. Such resolution need not include all of the land described in the petition if upon the hearing a modification or change is found necessary or desirable; provided, however, inclusion of the territory shall not become final until ratified by a majority vote at a separate election held within the territory to be added thereto. The manner of holding such election and the notice of such election, manner, and the time of giving such notice, and qualifications of voters therein shall be in all things governed by provisions of this section relating to the confirmation elections. In the event the Authority has outstanding debts or taxes, then at the same time and at the same election the provisions for assumption of its portion of such debts or taxes by such territory seeking inclusion shall also be submitted.

Section 7. Subject to the limitation as to the maximum rate of tax as prescribed in this section, the Authority may levy and collect such ad valorem taxes as are voted at an election or elections, called by the Board for the purpose and conducted throughout the territory of the Authority. The maximum rate of tax which can be levied and collected for any year shall be 10 cents on the One Hundred Dollars of taxable property based on its assessed valuation, except that no tax in excess of 1c on the one hundred dollars of assessed valuation shall be levied before September 1, 1956. Only qualified electors owning taxable property within the boundaries of the Authority and who have duly rendered their property for taxation shall be entitled to vote in any such election. An elector otherwise qualified must vote in the County and precinct of his residence. The resolution calling any such election shall state the maximum rate or rates of taxes which are to be authorized. Such notice shall be published at least once in each of four weeks on the same day of each week in a newspaper published in, or having general circulation in, each county within the Authority, the date of the first publication being at least 30 days prior to the date of the election. The resolution calling the election shall specify the voting places in each of the several counties. The notice of election will be sufficient as to any county within the Authority if it states that the election is to be held throughout the territory comprising

the Authority and if it specifies the voting places in such county. But it shall not be necessary to publish such details except in the county to which they are applicable. Returns of the election shall be made to the Board. If, and only if, a majority vote of the qualified voters voting in at least a majority of the Counties which are wholly or partially within the Authority, together with a majority vote of the qualified voters voting in the entire Authority, shall be in favor of the levy of the tax, the Board may levy taxes within the maximum rate thus voted. The rate of tax shall be uniform throughout the territory comprising the Authority, and shall be certified by the President and Secretary of the Authority to the Tax Assessor and the Tax Collector of each including County. After an election has resulted favorably to the levy of a tax, the Board of Directors may borrow money payable therefrom, and may evidence such loan by a negotiable note given in the name of the Authority, and such loans may be for the purpose of providing funds for preliminary surveying and engineering and work in formulating the Master Plan.

Section 8. The rendition and assessment of property for taxation and the collection of taxes for the benefit of the Authority shall be in accordance with the law applicable to counties, insofar as such law is applicable. Renditions shall be to the County Tax Assessor of the county in which the property is taxable for State and County purposes. It shall be the duty of the Assessor and Collector in each County to cause to be placed on the County tax rolls such additional column or columns as are needed to show the tax levied by the Authority and the amount thereof, based on the value of such property as approved finally for State and County purposes by the Board of Equalization of such county. The fee for assessing and collecting taxes shall be one-half of one per cent of the taxes collected, such fee to be paid over and disbursed in each county as are other fees of office. All of the laws for the enforcement of State and County taxes shall be available to the Authority. The Authority has the right to cause the officers of each County to enforce the taxes due to Authority in that County, as provided in the law for the enforcement of State and County taxes.

Taxes assessed and levied for the benefit of the Authority shall be payable and shall become delinquent at the same times, in the same manner and subject to the same discount for advance payment as taxes levied by and for the benefit of the County in which the property is taxable.

Section 9. (a) For the purpose of providing funds to defray the expense of preparing the Master Plan, including the payment of engineering expenses, as required under Section 11 hereof, and for constructing permanent improvements related to the exercise of any power or powers conferred on it by this Act, the Authority may issue negotiable bonds of three general classes:

(1) Bonds secured by ad valorem taxes, when voted; provided that the maximum rate of tax in any one year to be levied by the Authority for bonds and all other purposes shall not exceed 10c on the \$100.00 of taxable property;

(2) Bonds secured solely by a pledge of net revenues accruing to the Authority, including but without limitation those received from sale of water, rendition of services, tolls, charges and from all sources other than ad valorem taxes.

(3) Bonds secured by a combination pledge of net revenues and taxes, to the end that taxes will be collected for such purpose only to the extent that the revenues are insufficient to provide the amount of money necessary to pay operating and maintenance expenses and to service the bonds as prescribed in the resolution authorizing, or the indenture securing, the bonds.

(b) The Authority has the power to issue bonds prescribed in subsection (a) paragraph (2) hereof by action of its Board of Directors and without the necessity of an election. Bonds to be issued pursuant to paragraphs (1) and (3) of this subsection (a) can be issued only after authorization at an election held for such purpose throughout the territory comprising the Authority. Such elections shall be conducted substantially in accordance with the procedure prescribed in Section 6 for elections authorizing ad valorem taxes. The qualifications of voters at bond elections shall be the same as those prescribed in Section 6 for elections on the authorization of ad valorem taxes.

(c) Bonds of the Authority shall

be authorized by resolution adopted by the Board and shall be signed by the President or Vice-President, attested by the Secretary, and the seal of the Authority shall be impressed thereon; but within the discretion of the Board, as evidenced by the resolution, bonds may be issued bearing the facsimile signature of the President or Vice-President and the seal of the Authority may be printed thereon, but the signature of the Secretary in such cases must be manually affixed. Bonds shall mature serially or otherwise within such period and at such times as may be prescribed in the resolution, not exceeding a maximum of 50 years. The bonds may be sold at a price and under terms determined by the Board to be most advantageous reasonably obtainable, provided that the interest cost to the Authority calculated by use of standard bond interest tables currently in use by insurance companies and investment houses does not exceed 6% per annum, except that bonds payable wholly or partially from taxes shall bear not to exceed Four and One-half (4½%) per cent per annum, and within the discretion of the Board may be made callable prior to maturity at such times and prices as may be prescribed in a resolution authorizing the bonds. The bonds may be registerable as to principal, or as to both principal and interest. Appropriate provisions may be inserted in the resolution authorizing the execution and delivery of bonds for the conversion of registered bonds into bearer bonds and vice versa. Provisions may be made in the bond resolution or trust indenture for the substitution of new bonds for those lost or mutilated. When bonds shall have once been approved by the Attorney General and registered by the Comptroller as prescribed in subsection (1) of this Section 8 it shall not be necessary to obtain the approval of the Attorney General or registration by the Comptroller as to such converted or substituted bonds.

(d) Bonds secured wholly or in part by a pledge of the revenues of the Authority may be secured by all or that part of the net revenues specified in the resolution authorizing the bonds or in the indenture securing the bonds. In making any such pledge of the revenues the right under the conditions therein specified to issue additional bonds which will be on a parity

with or subordinate to the bonds then being issued, may be expressly reserved. The term "net revenues" as used in this Section, shall mean the gross revenues of the Authority after deduction of the amount necessary to pay the cost of maintaining and operating the Authority and its properties.

(e) Where bonds are issued payable wholly from ad valorem taxes it shall be the duty of the Board at the time of their authorization to levy a tax sufficient to pay the principal of and interest on the bonds as such interest and principal become due, and to provide the reserve funds as prescribed in the resolution authorizing or the trust indenture securing the bonds, having due regard for the maximum rate of tax which is permitted under this Act.

(f) Where the bonds are payable both from ad valorem taxes and from the net revenues of the Authority, or a part of the net revenues of the Authority, an ad valorem tax shall be levied at the time of the authorization of the bonds sufficient to pay such principal and interest and create and maintain such reserve funds, but the rate of tax actually to be collected for any year, shall be so fixed as to take into consideration the money which shall have been in the interest and sinking fund from the pledged revenues and which will be available for payment of principal and interest and for the creation of such reserve funds, to the extent and in the manner permitted by the resolution authorizing or the trust indenture securing the bonds.

(g) Where bonds are payable wholly from net revenues, it shall be the duty of the Board of Directors to fix, and from time to time to revise the rates, tolls, and charges for the sales and services rendered by the Authority, the revenues from which are pledged, to the end that such rates, tolls, and charges, will yield sufficient money to pay: the expense of operating and maintaining the facilities of the Authority, the principal of and interest on said bonds as such principal and interest matures, and to create, and maintain the reserve funds and other funds as prescribed in the resolution authorizing, or the trust indenture securing, the bonds. Where the bonds are payable both from ad valorem taxes and from revenues, it shall be the duty of the Board to fix, and from time to time to revise, the rate of compensation for water sold

and services rendered by the District which will be sufficient to assure compliance with the resolution authorizing the bonds or the trust indenture securing them.

(h) From the proceeds of the sale of any issue of bonds the Authority may set aside an amount for the payment of interest anticipated to accrue during the construction period and for two additional years, and to provide for a deposit into the reserve for the interest and sinking fund to the extent prescribed in the resolution authorizing or the trust indenture securing the bonds. Proceeds from the sale of the bonds shall be used for construction purposes and may be used for the payment of all expenses necessarily incurred in accomplishing the purposes for which the Authority is created, including the expense of issuing and selling the bonds. But no expenditure of such proceeds shall be made in violation of provisions contained in the resolution authorizing or the trust indenture securing the bonds.

(i) In the event of a default or a threatened default in the payment of principal or of interest on bonds payable wholly or partially from revenues, any court of competent jurisdiction may upon petition of the holders of outstanding bonds, appoint a receiver with authority to collect and receive all income of the Authority except taxes, employ and discharge agents and employees of the Authority, take charge of funds on hand (except funds received from taxes unless commingled) and manage the proprietary affairs of the Authority without consent or hindrance by the directors. Such receiver may also be authorized to sell or make contracts for the sale of water or renew such contracts with the approval of the court appointing him. The court may vest the receiver with such other powers and duties as the court may find necessary for the protection of the holders of the bonds. The resolution authorizing the issuance of the bonds or the trust indenture securing them may limit or qualify the rights of the holders of less than all of the outstanding bonds payable from the same source to institute or prosecute any litigation affecting the Authority's property or income.

(j) Pending the issuance of definitive bonds the Board may authorize the delivery of negotiable interim bonds or notes, eligible for exchange

or substitution, by use of definitive bonds.

(k) The Authority is authorized to issue refunding bonds for the purpose of refunding any outstanding bonds and interest thereon, authorized by this Act or any other indebtedness which the Authority may lawfully assume. Such refunding bonds may be issued to refund more than one series of outstanding bonds and may for the benefit of the refunding bonds combine the pledges securing such outstanding bonds and may inject additional security for the refunding issue. Refunding bonds shall be registerable by the Comptroller of Public Accounts upon surrender and cancellation of the bonds to be refunded, but in lieu of such procedure the resolution authorizing the issuance of the refunding bonds may provide that they shall be sold and the proceeds thereof deposited in the bank, or in one or more of the banks where the original bonds are payable. In the latter case, the refunding bonds may be issued in an amount sufficient to pay the interest on the original bonds to their maturity date, or to the date on which the bonds are to be redeemed, and the amount of the call premium, if any, as to bonds called for redemption prior to maturity, and in such an event the Comptroller shall register the refunding bonds without the concurrent surrender and cancellation of the original bonds. No election shall be necessary in connection with the authorization and issuance of refunding bonds.

(l) No bonds shall be issued by the Authority until they shall have been approved by the Attorney General of the State of Texas. After the bonds shall have been approved by the Attorney General and registered by the Comptroller of Public Accounts of the State of Texas they shall be negotiable and incontestable, provided that when the bonds of an issue shall have been thus approved and registered, the bonds thereafter delivered by the Authority in lieu thereof, pursuant to subsection (c) of this Section, in connection with the exchange of registered for unregistered bonds, or unregistered bonds for registered bonds, or in lieu of lost or mutilated bonds, need not be re-approved by the Attorney General or re-registered by the Comptroller of Public Accounts. Nevertheless, such bonds shall likewise be incontestable, and except for the limitations resulting from registration shall be negotiable.

(m) Any bonds (including refunding bonds) authorized by this Act, and not payable wholly from ad valorem taxes, may be additionally secured by a trust indenture under which the Trustee may be a bank having trust powers which may be situated either within or outside of the State of Texas. Such trust indenture may contain provisions prescribed by the Board for the security of the bonds and the preservation of its properties, contracts, and rights. It may contain a provision for the amendment or modification thereof in the manner therein prescribed. Without limiting the generality of the provisions which may be contained in the indenture, it may provide that the Authority shall comply with the requirements of designated consulting engineers for the proper maintenance and operation of Authority's properties and for the fixing of adequate tolls, charges and rates, to assure proper maintenance and operation, and to provide proper debt service for the outstanding bonds in the manner prescribed in the resolution authorizing the issuance of the bonds or in the trust indenture securing the bonds.

(n) The proceeds from the sale of any issue of bonds may, within the discretion of the Board, be invested during the period of construction or prior to their use for construction purposes, in bonds or other direct obligations of the United States Government, and such securities may be sold pursuant to the directions of the Board as and when needed for construction purposes.

Section 10. The accomplishment of the purposes stated in this Act being for the benefit of the people of this State and for the protection and improvement of their properties and industries, the Authority, in carrying out the purposes of this Act, will be performing an essential public function under the Constitution and shall not be required to pay any tax or assessments on its properties, or on any part thereof, and the bonds issued hereunder and their transfer and the income therefrom, including the profits made on the sale thereof, shall at all times be free from taxation within this State.

Section 11. All bonds of the Authority shall be and are hereby declared to be legal and authorized investments for banks, savings banks, trust companies, building and loan associations, savings and loan associations and insurance companies. Such

bonds shall be eligible to secure the deposit of any and all public funds of the State of Texas and any and all public funds of cities, towns, villages, counties, school districts, or other political corporations or subdivisions of the State of Texas, and such bonds shall be lawful and sufficient security for said deposits to the extent of the principal amount thereof, or their value on the market, whichever is the lesser, when accompanied by all unmatured coupons appurtenant thereto.

Section 12. It shall be the duty of the Authority to prepare a master plan, for the maximum development of the soil and water resources of the entire Trinity River watershed, including plans for the complete utilization, for all economically beneficial purposes, of the water resources of the watershed. That portion of the Master Plan and any amendments thereto relating to soil conservation and upstream flood prevention structures shall be prepared by the soil conservation districts on the Trinity River Watershed, subject to approval by the State Soil Conservation Board. The Master Plan shall be filed with and approved by the State Board of Water Engineers. Notwithstanding any provision of this Act, the portion of the Master Plan pertaining to the designation of major reservoir sites on Chambers Creek shall not be effective unless and until approved by Ellis County Drainage District No. 1 and any designation of major reservoir sites on Waxahachie Creek other than the Bardwell site shall not be effective unless and until approved by Ellis County Water Improvement District No. 1. The Master Plan may be amended or supplemented from time to time by the Authority, provided that a copy of such amendment or supplement to the Master Plan shall be filed with and approved by the Board of Water Engineers.

Section 13. After the Master Plan shall have been filed with the State Board of Water Engineers, the plan of any water development proposed within the watershed of the Trinity River not now or hereafter exempted by law from requirement for procuring a permit shall be submitted to the Board of Water Engineers, and a copy thereof shall be furnished to the Board of Directors of the Authority, which shall make its recommendation in reference to the proposed development to the State Board of Water Engineers within 60 days after receipt of the

copy of such water development plan. The State Board of Water Engineers shall hold a hearing at which the proponents of the proposed development and the Authority shall have an opportunity to present their evidence and recommendations to the State Board of Water Engineers. The State Board of Water Engineers shall approve or disapprove such proposed water development notwithstanding any provision of the Master Plan in accordance with the provisions of Chapter 1, Title 128, Revised Civil Statutes, as amended.

Section 14. Any construction contract or contract for the purchase of material, equipment or supplies requiring an expenditure of more than Five Thousand Dollars (\$5,000) shall be made to the lowest and best bidder after publication of a notice to bidders once each week for two (2) weeks before awarding the contract. Such notice shall be sufficient if it states the time and place when and where the bids will be opened, the general nature of the work to be done, or the material, equipment or supplies to be purchased, and states where and the terms upon which copies of the plans and specifications may be obtained. The publication shall be in a newspaper or other publication designated by the Board of Directors.

Section 15. (a) The enactment of this law shall not have the effect of preventing the organization of conservation districts or of preventing boundary changes of such districts within the boundaries of the Authority as authorized in Article XVI, Section 59 of the Constitution, or as prescribed in Article III, Section 52 of the Constitution. After the Master Plan of the Authority shall have been prepared and after it shall have been filed with and approved by the Board of Water Engineers as prescribed in Section 11, the procedure prescribed in said Section shall be followed. Until the Master Plan shall have been filed with and approved by the Board of Water Engineers, it shall be the duty of the sponsors of any such District to file with the Board of Directors of the Authority information as to proposed plans of the District, and it shall be the duty of any existing District within the Trinity River Watershed, to file with the Board of Directors of the Authority information as to its planned improvements so that the Authority may make its recommendations within sixty days from date of filing of such in-

formation with the Authority to the State Board of Water Engineers.

(b) To the extent that the creation of any such District, or the prosecution of its planned improvements are in harmony with the objectives of the Authority, it shall be the duty of the Authority to cooperate in every practical manner with the sponsors of such proposed District, or such existing District in the prosecution of its proposed improvements. It shall be the duty of the Authority to encourage such improvements in local areas where the expense of the project is to be borne principally by the local property owners. To the extent that the Authority is capable financially of cooperating and to the extent that the local agency will be performing a service which is the duty of the Authority it shall, within the discretion of the Board of Directors of the Authority, cooperate financially in such improvements.

(c) The Authority, within its ability, is authorized to cooperate with any such District, or with any other municipal or public agency in the watershed of the Trinity River, in providing a water supply to the extent that such project is feasible, in such manner that the needs of such District, Municipality, or Public Agency, are fully met, but with provision that water not needed for such purposes will continue to be available for the uses and purposes of the Authority. The Board is authorized to issue the Authority's bonds for the purpose of cooperating in such projects.

(d) Notwithstanding any other provisions of this Act, the Authority shall have no control over soil conservation districts created in any County or Counties of its territory but may assist in the accomplishment and coordination of storm, flood and unappropriated flow waters throughout the watershed consistent with the objectives of the soil conservation districts in the watershed area; the Authority may assist in the conservation of soil and other surface resources against destructive erosion, thereby preventing the increase of flood menace incident thereto and to prevent sedimentation and siltation of lands, channels and reservoirs and coastal waters, including the right to aid and assist in the work of upper stream soil and water conservation and flood prevention projects by the State Soil Conservation Board of Texas; may assist in any upstream watershed



project of any soil conservation district, particularly those above the Navarro Mills, Italy and Bardwell reservoir sites and the major reservoir program on Richland and Chambers Creeks; or may encourage and, when requested, aid financially (1) in the construction of any upstream project or program planned or promoted by any soil conservation district on the watershed of the Trinity River below the watersheds of upper Keechi Creek and Elkhart Creek, and (2) in the completion of upstream programs planned by the Soil Conservation Districts in the watershed of the Trinity River above and including the watersheds of Upper Keechi Creek and Elkhart Creek. Provided further, that this Authority shall have no power to control or direct or have any supervisory responsibility to determine the feasibility, negotiate, deal or contract with the Federal government agencies relating to Federal projects under Public Law 566, Eighty-third Congress, Chapter 656, Second Session, HR 6788, and amendments thereto, or under any other Federal law in which the problems relating to water are merely incidental to soil conservation projects and, as respects which projects, the State Soil Conservation Board is now or may hereafter promote and supervise and has the responsibility and authority on behalf of the State to deal with the Federal governmental agencies relating thereto.

(e) It is, however, further provided that if the electors of any defined area or areas acting jointly within this Authority desire, they may become a water control and improvement district for the purpose of independently providing, operating, and maintaining improvements designed peculiarly to serve such defined area. Such contained defined area may be so constituted under the applicable provision of said Chapter 25 of the General Laws of the Regular Session of the Thirty-ninth Legislature. In like manner any other political subdivision of the State of Texas being in whole or in part in this Authority may independently provide, maintain, and operate works peculiarly designed to benefit such body politic. In either case, however, such works and the operation thereof shall be constructed and operated in such manner as will conform to this Authority's plan to the greatest practicable degree.

(f) Nothing in this Act shall be

construed to diminish or in any other manner, affect the right of any municipality or other political subdivision, person, firm and corporation to operate a water supply system or to drill or operate wells using subterranean waters.

Section 16. The Authority is authorized specifically to cooperate with any Agency situated within the boundaries of the Trinity River Authority to the extent of paying the costs of local improvements which will have the effect of relieving the Authority of any duty it might have for providing such improvements, to the extent that the Authority might have money or revenues available for such purpose, and when in the opinion of the Board of Directors such cooperation or contribution is justified.

Section 17. (a) The Authority may make contracts with the United States in Agencies, the State of Texas, its agencies, all municipal corporations, political subdivisions, and districts, and with private persons. It may obtain loans from, and accept grants from the United States and its Agencies, and from the State of Texas, and its agencies, and it shall have the right to participate in and be the beneficiary of any plan which may be involved by the State or Federal Government for guaranteeing or otherwise subsidizing the obligations of the Authority.

(b) Without limitation as to the exercise of such general powers the Authority has the right to acquire from the United States Government through the Secretary of the Army, or from any other official of the United States Government authorized to make such contracts, unsold conservation storage at the several multi-purpose dams constructed by the Army within or available to the Trinity River Watershed. It may acquire additional conservation storage which may be provided at any such dam.

(c) The Authority may use any contract authorized by this Section as the sole or as a supplement to the basis for securing its bonds.

Section 18. In addition to all other powers, the Authority is authorized to construct, acquire, equip, to acquire storage rights at, and operate dams and reservoirs, which in the opinion of the Board of Directors are useful in carrying out the powers conferred upon it, whether any such dam is designed to serve a single purpose or several purposes permitted under this Act. It is authorized to provide water



supply lines, water purification, and pumping facilities. It may execute contracts with municipalities in the State substantially in the manner prescribed by Chapter 342, Acts of the Regular Session of the 51st Legislature, for Districts organized or created pursuant to Article XVI, Section 59 of the Constitution, and may execute water supply contracts with other users of water. Included in the services for which the Authority may contract, and for which it may make charges is that of stand-by service, as well as for the actual delivery of water. If any dam is constructed which will result in the impairment of gravity drainage of water from lands protected by any levee in existence at the time this Act becomes effective, the Authority shall, at its cost, make provision for the installation, maintenance and operation of pumping facilities or provide a gravity system for the drainage of such land.

Section 19. (a) Recognizing the fact that Chambers-Liberty Counties Navigation District has heretofore filed with the State Board of Water Engineers a Presentation under which it is investigating the feasibility of a large storage reservoir upstream from the City of Liberty, situated partially in Liberty County, and that the authority should acquire the right under such Presentation to continue such studies and thereafter to file an application for a permit to construct, own and operate such reservoir, all such rights are hereby vested in the Authority and said District is directed to make a transfer of its rights to the Authority. Accordingly, the Authority, in carrying out the powers and duties secured to it hereunder and in the operation of any water development or conservation projects hereunder, shall do so in such manner as not to impair the flow of the Trinity River to the detriment of the vested water rights of users downstream. Nothing in this Act shall have the effect of altering, changing or impairing any existing rights or privileges to appropriate and use water from the Trinity River, but all persons, firms, corporations, including cities and towns and water control and improvement districts, municipal and other political subdivisions, having any such rights or privileges shall continue to have the same, as if this Act had not been passed. Nothing in this Act shall have the effect of altering, changing or impairing any existing rights or privileges to apply to the State Board

of Water Engineers for, and if approved by the State Board of Water Engineers, to retain or obtain permits to appropriate and use water from the Trinity River, but all persons, firms and corporations, including cities and towns and water control and improvement districts and other municipal or political subdivisions within and without the watershed shall continue to have such existing rights and privileges the same as if this act had not been passed.

(b) The Authority shall have the responsibility, both financially and otherwise, for the construction of a salt water barrier with barge lock in the Trinity River at a location and of a design approved by the Chambers-Liberty Counties Navigation District, which will protect the users of fresh water for irrigation purposes.

(c) The basis for the obligation to perform said services on the part of the Authority is in the fact that the named District and Companies own water rights, are irrigating lands and are the beneficiaries of the Presentation mentioned herein and because the operation of the Authority would injure properties within the District and those served by the Companies unless the salt water barrier is constructed, and in the fact that such interested parties will be releasing their rights under the Presentation to investigate the feasibility of and to construct the upstream reservoir.

(d) The Authority is authorized to make contracts under which it shall hold in reserve specified amounts of water, then to be available, for the benefit of other purchasers, including but without limitation, as to the generality of the term, cities, towns, other public agencies, persons, firms and corporations, including water control and improvement districts and other political subdivisions within or without the watershed of the Trinity River, to the extent that a firm contract shall have been made with the Authority prior to the financing of such upstream reservoir, said water and service to be paid for at a rate mutually agreed upon by the Authority and any such purchaser.

Section 20. (a) The Board of Directors shall designate one or more banks within the Authority to serve as depository for the funds of the Authority. All funds of the Authority shall be deposited in such Depository bank or banks except that funds pledged to pay bonds may be deposited with the

trustee bank named in the trust agreement, and except that funds shall be remitted to the bank of payment for the payment of principal of and interest on bonds. To the extent that funds in the depository banks and the trustee bank are not insured by the F. D. I. C. they shall be secured in the manner provided by law for the security of county funds.

(b) Before designating a depository bank or banks, the Board of Directors shall issue a notice stating the time and place when and where the Board will meet for such purpose and inviting the banks in the Authority to submit applications to be designated depositories. The term of service for depositories shall be prescribed by the Board. Such notice shall be published one time in a newspaper or newspapers published in the Authority and specified by the Board.

(c) At the time mentioned in the notice, the Board shall consider the applications and the management and condition of the banks filing them, and shall designate as depositories the bank or banks which offer the most favorable terms and conditions for the handling of the funds of the Authority and which the Board finds have proper management and are in condition to warrant handling of Authority funds. Membership on the Board of Directors of an officer or director of a bank shall not disqualify such bank from being designated as depository.

(d) If no applications are received by the time stated in the notice, the Board shall designate some bank or banks within or without Authority upon such terms and conditions as it may find advantageous to the Authority.

Section 21. The Authority shall have the same power to make provision for the protection of its properties and water supply as is provided by general law for water control and improvement districts.

Section 22. The Board shall have full power to employ agents, attorneys, engineers, and other employees which in its discretion are necessary in carrying out its objectives. Without limitation of the generality of such power it may employ fiscal agents or advisers in connection with its financing program and in connection with the issuance of its bonds.

Section 23. The Board shall have the right to sell or exchange property

when within its discretion such action is in the best interests of the Authority.

Section 24. The Authority shall have full power to acquire within or outside of its boundaries property, real and personal, including easements, through purchase, gift, or exchange, such as in the judgment of the Board of Directors is needed to accomplish the objectives of the Authority, and to purchase the properties and facilities of any other district within the Authority created under Article III, Section 52, or Article XVI, Section 59 of the Constitution and to assume the indebtedness thereof.

Section 25. The Authority is authorized and required to acquire water appropriation permits directly from the Board of Water Engineers of the State of Texas and may purchase permits from owners thereof. The Authority is also authorized to purchase water, or a water supply, from any person, firm, corporation or public agency, or from the United States or its agencies. Nothing in this Act shall impair the authority granted to the State Board of Water Engineers under the general laws of Texas to prescribe rates governing the sale of surface water by or to the Authority.

Section 26. For the purpose of carrying out any power or authority conferred by this Act the Authority shall have the right to acquire land, property and easements within the Authority (including land above the probable high water line around any reservoir) by condemnation in the manner provided by Title 52, Revised Civil Statutes, as amended, relating to eminent domain. This Authority is hereby declared to be a municipal corporation within the meaning of Article 3268 of said Title 52. The amount of and character of interest in land and easements thus to be acquired shall be determined by the Board; provided, however, that the Authority shall only acquire such land, property and easements as is reasonably necessary.

Section 26. a. In the event that the Authority, in the exercise of the power of eminent domain or power of relocation, or any other power granted hereunder, makes necessary the relocation, raising, re-routing or changing the grade of, or altering the construction of any highway, railroad,

electric transmission line, telephone or telegraph properties and facilities, or pipeline, all such necessary relocation, raising, re-routing, changing the grade or alteration of construction shall be accomplished at the sole expense of the Authority.

Section 27. All powers herein vested in the State Board of Water Engineers shall be vested in any Board or agency which hereafter might succeed to the principal powers now vested in the State Board of Water Engineers.

Section 28. If any provision of this Act, or the application thereof, to any person or circumstance shall be held to be invalid or unconstitutional, the remainder of the Act and the application of such provision to other persons or circumstances shall not be affected thereby.

Section 29. (a) No provision of this Act is intended to or shall in any manner impair or change any of the powers, rights or privileges now enjoyed and/or heretofore conferred upon the North Texas Municipal Water District, the Tarrant County Water Control & Improvement District No. 1, Chambers-Liberty Counties Navigation District, or the municipalities within the Authority area, but each such district and such municipalities shall have, keep and forever retain all of the powers conferred by law and otherwise rightfully acquired on and by such bodies, anything in this Act to the contrary notwithstanding.

(b) No provision of this Act is intended to or shall in any manner apply to any presentation or applications for a permit which any municipality within the Trinity River Authority has pending before or may file with the State Board of Water Engineers within three years after the effective date of the Act, anything in this Act to the contrary notwithstanding.

Section 30. It is found and declared to be the intent of the Legislature that the powers, authority and duties herein granted the Trinity River Authority in this Act shall be applicable only in the counties expressly named in Section 2 of this Act, and in no other county or counties of this State, anything in this Act to the contrary notwithstanding.

Section 31. (a) No provision of this Act shall be construed to impair riparian rights.

(b) The authority or jurisdiction of

the Trinity River Authority shall be expressly confined to counties enumerated in Section 2 and Section 3b of this act and counties or parts of counties within the Trinity River watershed which are not mentioned in the above sections are expressly outside the jurisdiction and authority of said Trinity River Authority, and are in no way effected by the provisions of this Act.

Section 32. The fact that the improvements contemplated by this Act are immediate and urgently needed, creates an emergency and an imperative public necessity requiring that the constitutional rule that bills be read on three several days be suspended, and such rule is hereby suspended, and that this Act take effect from and after its passage, and it is so enacted.

The amendment was read.

Senator Phillips offered the following committee amendment to the committee amendment:

Add the following as second paragraph to Sec. 19b of Senate Committee Amendment No. 1:

"The first proposal of a tax levy and assessment submitted to the voters in the authority for the purpose of servicing bonds to be issued and sold by the authority shall include taxes at such a rate and for such a period of time (to be collected) as will enable the Directors to issue and sell bonds in a sufficient amount of par value that the proceeds thereof will pay the entire cost of the construction of said Salt Water Barrier in addition to the cost of any other improvements proposed to be financed by such bond issue and said Salt Water Barrier shall be constructed by the authority prior to January 1, 1961."

The committee amendment to the committee amendment was adopted.

Senator Parkhouse offered the following committee amendment to the committee amendment:

Amend Senate Committee Amendment No. 1 by striking out subsection (a) of Section 31 and substituting in lieu thereof the following:

"(a) No provision of this Act shall be construed to affect, alter, or impair riparian rights."

The committee amendment to the committee amendment was adopted.

Senator Parkhouse offered the following committee amendment to the committee amendment:

Amend Committee Amendment No. 1 to House Bill 20 by deleting the words "Ellis County" where they first appear in Section 2 (a), and inserting in lieu thereof the following on Page 4 of the printed bill:

**"ELLIS COUNTY**

All that portion of Ellis County located East of the following described line:

Beginning at the point of intersection of the West line of the Thomas J. Chambers Survey of eight leagues, T. September 21, 1834, Book 3, Page 216, with the South line of Ellis County;

Thence in a northwesterly direction along the west line of the said Chambers Survey to the northwest corner of the same;

Thence in a northeasterly direction along the north line of the said Chambers Survey to the southwest corner of the Alejandro de la Garza Survey of three leagues, T. October 22, 1834, Book 30, Page 185;

Thence in a northeasterly direction along the west line of the said de la Garza Survey to the northwest corner of the same, the point also being the southwest corner of the Ruidoso Irrigation Company Survey, Abstract 2055;

Thence from this point north, 10 degrees west approximately 24,000 varas to the point of intersection with the south line of Dallas County."

The committee amendment to the committee amendment was adopted.

Senator Hardeman offered the following amendment to the committee amendment:

Amend Senate Committee Amendment No. 1 to House Bill 20 by adding at the end of subsection (a) of Section 17 the following:

"Provided, however, that none of such loans, grants or plans shall be obtained or accepted for the purpose of encouraging, constructing or maintaining navigation canals or facilities or harbor and terminal facilities."

The amendment to the committee amendment was adopted.

Senator Hardeman offered the fol-

lowing amendment to the committee amendment:

Amend Senate Committee Amendment No. 1 to House Bill 20 by inserting in subsection (i) of Section 5 between the words "powers" and "permitted" the following:

"except navigation"

The amendment to the committee amendment was adopted.

Senator Hardeman offered the following amendment to the committee amendment:

Amend Senate Committee Amendment No. 1 to House Bill 20 by inserting in Section 5, line 24, page 2-A, in the sentence beginning "Notwithstanding the provisions," between the words "to" and "construct," the words "and the Authority shall have no power to encourage or"

The amendment to the committee amendment was adopted.

Senator Hardeman offered the following amendment to the committee amendment:

Amend Senate Committee Amendment No. 1 to House Bill 20 by adding at the end of Section 7 the following:

"None of the revenue derived from taxation or from the sale of bonds supported in whole or in part by taxation shall be used by the Authority for the primary purpose of encouraging or constructing a navigation project within the Trinity River watershed."

The amendment to the committee amendment was adopted.

Senator Hardeman offered the following amendment to the committee amendment:

Amend Senate Committee Amendment No. 1 to House Bill 20 by striking out the word "tolls" in paragraph (2) of subsection (a) and in subsection (g) and subsection (m) of Section 9.

The amendment to the committee amendment was adopted.

Senator Colson offered the following amendment to the committee amendment.

Amend Senate Committee Amendment No. 1 (Substitute) to House Bill

20, by striking out that portion of Subsection (a) of Section 2 which refers to Houston, Leon, Liberty, Madison, Polk, San Jacinto, Trinity, and Walker Counties, and substituting in lieu thereof the following:

#### HOUSTON COUNTY

All of that portion of Houston County located west of the following described lines:

Beginning with the east corner of the Samuel C. Box Survey, Anderson County, said corner being an interior boundary corner between Anderson and Houston County;

Thence continuing in the same direction as the northeast line of the Samuel C. Box Survey projected in a southeasterly direction to a point which is the intersection of the said projected line and the northwest line of the John Edens Survey No. 31 in Houston County;

Thence southwest with the northwest line of the John Edens Survey No. 31 to its west corner;

Thence southeast with the southwest line of the John Edens Survey No. 31 to a corner which is the east corner of the James Kyle Survey No. 661;

Thence southwest with the northwest line of the Garrison Greenwood Survey No. 37 to its west corner;

Thence southeast with the southwest line of the Garrison Greenwood Survey No. 37, the southwest line of the Samuel Chairs Survey No. 245, and the said southwest line projected to a point which intersects the southeast line of the Ramon de la Garza 11 Leagues Survey No. 60;

Thence southwest with the southeast line of the Ramon de la Garza 11 Leagues Survey No. 60 to a point which is the intersection of the north line of the M. Hunt Survey No. 540 and the southeast line of the Ramon de la Garza 11 Leagues Survey No. 60;

Thence east with the north line of the M. Hunt Survey No. 540 to its northeast corner;

Thence south with the east line of the M. Hunt Survey No. 540 to the intersection of its east line with the north line of the Wm. R. Bell Survey No. 169;

Thence east with the north line of the Wm. R. Bell Survey No. 169 to its northeast corner;

Thence south with the east line of the Wm. R. Bell Survey No. 169 and the east line of the John Beaty Survey No. 7 to its southeast corner;

Thence east with the south line of the Elijah Gossett Survey No. 34 to a point which is the intersection of the most northwesterly southeast line of the John Grissett Survey No. 429 with the south line of the Elijah Gossett Survey No. 34;

Thence southwest with the most northwesterly southeast line of the John Grissett Survey No. 429 to a corner which is the west corner of the Z. S. Thompson Survey No. 85;

Thence southeast with the southwest line of the Z. S. Thompson Survey No. 85 to a point which is the north corner of the Elisha Clapp Survey No. 22;

Thence southwest with the northwest line of the Elisha Clapp Survey No. 22 to its west corner;

Thence southeast with the southwest line of said Survey to an intersection with the most northerly southeast line of the James L. Gossett Survey No. 35;

Thence southwest with the most northerly southeast line of the James L. Gossett Survey No. 35 to its interior corner, which is the west corner of the J. H. Cummins Survey No. 27;

Thence southeast with the most westerly northeast line of the James L. Gossett Survey No. 35 to a point which is the north corner of the Maria J. Chamar Survey No. 21;

Thence southwest with the northwest line of the Maria J. Chamar Survey No. 21 to its west corner;

Thence southeast with the southwest line of said survey to a point which is the east corner of the Jose J. Estrado Survey No. 359;

Thence southwest with the southeast line of the Jose J. Estrado Survey No. 359 to its south corner;

Thence southeast with the northeast line of the John Durst Survey No. 29 to an interior corner, said corner being in the Gabriel Gonzales Survey No. 426;

Thence with the meanders of Caney Bayou which is the west boundary of the Gabriel Gonzales Survey No. 426 and the most westerly boundary of the T. E. Cravens Survey No. 1322 to a corner which is the northwest corner of the Ignacio Lopez Survey No. 50;

Thence east with the north line of said survey to its northeast corner;

Thence northeast with the northwest line of the Burrell Morris Survey No. 710 to its most northerly corner;

Thence southeast with the most easterly northeast line of the Burrell Morris Survey No. 710 to a corner

which is the most northerly east corner;

Thence southwest to an interior corner, said corner is the west corner of the Omy Wier Survey No. 93;

Thence southeast to the intersection of the most southerly northeast line of the Burrell Morris Survey No. 710 with the northwest line of the John S. Blunt Survey No. 11;

Thence northeast with the John S. Blunt Survey No. 11 to its north corner;

Thence southeast with the northeast line of said survey to its east corner;

Thence southwest with the southeast line of the John S. Blunt Survey No. 11 to its south corner;

Thence southeast with the southwest line of the J. A. Aughinbaugh Survey No. 2 to a point which is the most easterly corner of the Edward Wray Survey No. 1067;

Thence southwest to an interior corner which is the west corner of the William Dillard Survey No. 319;

Thence southeast with the southwest line of the William Dillard Survey No. 319 and the northeast line of the Gordiano Badillo Survey No. 4 to its east corner;

Thence southwest with the southeast line of said survey to a point which is the intersection of the northeast line of the I & G N RR Company Survey No. 628 projected and the southeast line of the Gordiano Badillo Survey No. 4;

Thence southeast with the northeast line of the I & G N RR Company Survey No. 629 projected and the northeast line of the said survey to a point which is the intersection of said line with the southeast line of Houston County;

Thence northeast with the southeast boundary line of Houston County to a point which intersects the southwest line of the Thomas Dillard Survey No. 313.

#### LEON COUNTY

All that portion of Leon County located east of the following described line:

Beginning at the corner of intersection of the northeast line of the I. & G. N. R. R. Company No. 12 with the northwest line of Leon County.

Thence southwest with the northeast line of the I. & G. N. R. R. Company Survey No. 12, and W. D. Holly Survey.

Thence continuing southwest with the most easterly northeast line of the

I. & G. N. R. R. Company Survey No. 11.

Thence continuing southwest with the northeast line of the C. G. Perry Survey to a point being the east corner of the C. G. Perry Survey.

Thence southwest with the southeast line of the C. G. Perry Survey to a point which is the most southerly northeast corner of the I. & G. N. R. R. Company Survey No. 11.

Thence southeast with the most westerly northeast line of the I. & G. N. R. R. Company Survey No. 11 to the northwest line of the Wilson O. Reavis Survey;

Thence northeast with the northwest line of the Wilson O. Reavis Survey to its north corner;

Thence southeast with the northeast line of the Wilson O. Reavis Survey to its east corner;

Thence southwest along the southeast line of the Wilson O. Reavis Survey to the north corner of the S. W. Small Survey;

Thence southeast with the northeast line of the S. W. Small Survey to the east corner of the S. W. Small Survey;

Thence southwest with the southeast line of the S. W. Small Survey to the most easterly northeast corner of the Wm. W. Byers Survey;

Thence southeast with the most easterly northeast line of the Wm. W. Byers Survey to its most easterly corner;

Thence southwest with the most southerly line of the Wm. W. Byers Survey to its most southerly corner;

Thence southeast with the southwest line of the W. W. Hill Survey, Abstract Number B-294, the W. W. Hill Survey, Abstract No. B-293, and the Alfred Penn Survey No. 4 to the south corner of said Survey;

Thence southwest with the northwest line of the Leroy Boulware Survey No. 3 to its west corner;

Thence southeast with the southwest line of the Leroy Boulware Survey No. 3 to its south corner;

Thence southwest with the northwest line of the Alfred Penn Survey No. 2 to its west corner;

Thence southeast with the southwest line of the Alfred Penn Survey No. 2 to its south corner;

Thence southwest with the northwest line of the Isaac L. Hill Survey to its west corner;

Thence southeast with the south-

west line of the Isaac L. Hill Survey to its south corner;

Thence northeast with the south-east line of the Isaac L. Hill Survey to the north corner of the Claiborne West Survey;

Thence southeast with the north-east line of the Claiborne West Survey, the E. M. Collins Survey, and the Jefferson Mimmis Survey to its east corner;

Thence southwest with the south-east line of the Jefferson Mimmis Survey to the north corner of the George W. Wright Survey;

Thence southeast with the north-east line of the George W. Wright Survey and the Thomas Tilley Survey to its east corner;

Thence southwest with the south-east line of the Thomas Tilley Survey to the north corner of the Robert Steel Survey;

Thence southeast with the north-east line of the Robert Steel Survey and the Andrew J. Powers Survey to the south corner of the Fannie V. Price Survey;

Thence southwest with the most northerly southeast line of the Andrew J. Powers Survey to an interior corner, said corner being the west corner of the William Palmer Survey;

Thence southeast with the southwest line of the Andrew J. Powers Survey to the southeast corner of said survey and continuing in the same southeasterly direction crossing the T. L. Bryan Survey and continuing in the same direction to a line which is the corrected northwesterly line of the Ramon de la Garza Survey;

Thence southwest with the corrected northwest line of the Ramon de la Garza Survey to the west corner of said survey;

Thence northwest with the north-east line of the Franklin Moore Survey to its north corner;

Thence southwest with the north-west line of the Franklin Moore Survey to its west corner;

Thence southeast with the southwest line of the Franklin Moore Survey, the northeast line of the James M. Robinett Survey, the most easterly northeast line of the James W. Winters Survey to the most easterly corner of said survey;

Thence southwest with the most northerly southeast line of the James W. Winters Survey to an interior corner, which is also the west corner of the Thomas Mozon Survey;

Thence southeast with the most southerly northeast line of the James W. Winters Survey to the southeast corner of the James W. Winters also being the south corner of the Thomas Mozon Survey;

Thence southwest with the south-east line of the James W. Winters Survey to its most southerly corner, said corner being the west corner of the J. H. Brown Survey;

Thence in a southeasterly direction with the southwest line of the J. H. Brown Survey to the south corner of said survey;

Thence continuing in the same southeasterly direction to the south-east line of the Fernando del Valle Leagues No. 11, said point being the most northerly corner of the Felix A. Richardson Survey;

Thence southwest with the north-west line of the Felix A. Richardson Survey and the Thomas Permenter Survey to the northeast line of the Adaline Jagues Survey;

Thence southeast with the north-east line of the Adaline Jagues Survey to the intersection with the south line of Leon County.

#### LIBERTY COUNTY

All that part of Liberty County bounded by the following lines:

Beginning at Liberty - Chambers County line at the southeast corner of the James McFaddin Survey;

Thence north along the east line of said survey to the northeast corner of said survey;

Thence west along the north line of said James McFaddin Survey to the southeast corner of the Baker M. Spinks Survey;

Thence north along the east line of said survey to the northeast corner of said survey;

Thence west along the north line of said Baker M. Spinks Survey to the southeast corner of the Thomas D. Yocom Survey;

Thence north along the east line of said survey to the south line of the James S. Mayfield Survey;

Thence east along the south line of said survey to the southeast corner of said survey;

Thence north along the east line of said James S. Mayfield Survey passing the northeast corner and continuing to the northeast corner of the Robert Whitlock Survey and continuing on this line projected to the north boundary line of the Joseph Dunman Survey;

Thence west along the north line of

said Joseph Dunman Survey to the southeast corner of the Jacob E. Self Survey;

Thence north along the east line of said survey to the northeast corner of said Jacob E. Self Survey which is on the south line of the William Harris Survey;

Thence east along the south line of said survey to the southeast corner of said survey;

Thence north along the east line of said survey to the northeast corner of said survey;

Thence west along the north line of said William Harris Survey to the southeast corner of the David Minchey Survey;

Thence north along the east line of said survey to the northeast corner of said survey;

Thence west along the north line of said David Minchey Survey to the southeast corner of the Mathew G. White Survey;

Thence north along the east line of said survey to the northeast corner of said Mathew G. White Survey which is on the south line of the James Martin Survey;

Thence north and west along the east boundary line of said survey to the northeast corner of said survey;

Thence west along the north line of said James Martin Survey to the southeast corner of the George Orr Survey;

Thence north along the east line of said survey to the northeast corner of said George Orr Survey which is on the south line of the Benjamin Watson Hardin Survey;

Thence east along the south line of the Benjamin Watson Hardin Survey to the southeast corner of said survey;

Thence north along the east line of said survey to the northeast corner of said Benjamin Watson Hardin Survey which is on the south line of the Jose Coronado Survey;

Thence east along the south line of said survey to the southeast corner of said survey;

Thence north along the east line of said Jose Coronado Survey passing the northeast corner of said survey and continuing along the east line of the William H. Morse Survey to the south line of the Rebecca Coleman Survey;

Thence east along the south line of said survey to the southeast corner of said survey;

Thence north along the east line of

said survey to the northeast corner of said survey;

Thence west along the north line of the said Rebecca Coleman Survey to the southeast corner of the Samuel Strong Survey;

Thence north along the east line of said survey to the northeast corner of the said Samuel Strong Survey which is on the south line of the Milton A. Hardin Survey;

Thence east along the south line of the said survey to the southeast corner of said survey;

Thence north along the east line of said survey passing the northeast corner of the said Milton A. Hardin Survey and continuing along the east line of the Augustin B. Hardin Survey to the northeast corner of said survey;

Thence west along the north line of the said Augustin B. Hardin Survey to the southwest corner of the Joseph Young Survey;

Thence north along the west line of said survey to the northwest corner of the said Joseph Young Survey which is on the south line of the Daniel Cleveland Survey;

Thence west along the south line of said survey to the southwest corner of said survey;

Thence north along the west line of said survey to the northwest corner of said survey;

Thence east along the north line of the said Daniel Cleveland Survey to the southeast corner of the James Knight Survey;

Thence north along the east line of said survey to the most southerly southwest corner of the John C. Caughran Survey;

Thence east along the south line of said survey to the southeast corner of said survey;

Thence north along the east line of said survey to the northeast corner of said John C. Caughran Survey and continuing to the northwest corner of the Mathew S. Miller Survey which is on the south line of the I. & G. N. Railway Company Block 17;

Thence west along the south line of said Block 17 to the southwest corner of Block 17;

Thence north along the west boundary line of said Block 17 to the northwest corner of said Block 17 which is on the south line of the John E. Mayfield Survey;

Thence west along the south line of said survey to the most westerly southwest corner of said survey;

Thence north and east along the



west line of said John E. Mayfield Survey to the southeast corner of Manuel do los Santos Coy Survey;

Thence north along the east line of said survey to the northeast corner of said survey;

Thence west along the north line of said Manuel do los Santos Coy Survey to the most westerly line of the Joseph Ellander Survey;

Thence north along the most westerly line of said survey to the south line of the Jose Dolores Martinez Survey No. 1;

Thence east along the south line of said survey to the southeast corner of said survey;

Thence north along the east line of said survey to the northeast corner of said survey;

Thence west along the north line of said Jose Dolores Martinez Survey No. 1 to the southeast corner of the Isaiah Fields Survey;

Thence north along the east line of said survey to the northeast corner of said survey;

Thence west along the north line of said Isaiah Fields Survey to the southeast corner of Augustin M. de la Lejarza Survey;

Thence north along the east line of said survey to the northeast corner of said survey;

Thence west along the north line of said Augustin M. de la Lajarza Survey to the southwest corner of the Val. E. Disboe Survey;

Thence north along the west line of said survey to the northwest corner of said Val. E. Disboe Survey and continuing north along the west line of the Phil A. Sublet Survey to the Liberty-Polk County line;

Thence westerly and southwesterly along the said Liberty-Polk County line to its intersection with the west line of the Joaquin F. de Remayor Survey;

Thence south along the west line of said survey to the southwest corner of said survey which is on the north line of the Aaron Cherry Survey;

Thence west along the north line of said survey to the northwest corner of said survey;

Thence south along the west line of said survey to the southwest corner of said survey;

Thence east along the most southerly line of the said Aaron Cherry Survey to the west line of the John Cherry Survey;

Thence south along the west line

of said survey to the southwest corner of said survey;

Thence east along the south line of the said John Cherry Survey to the most northerly northeast corner of the Robert Sherman Survey;

Thence south and east along the east line of said survey to the most southerly southeast corner of said Robert Sherman Survey;

Thence east along the north line of the William Walless Survey to its intersection with the projected west line of the Jose Dolores Martinez Survey No. 9;

Thence southerly with said projected line crossing the William Walless Survey, the Wilbur Cherry Survey, the Manuel de los Santos Coy Survey passing the northwest corner of the Jose Dolores Martinez Survey No. 9 and continuing to the southwest corner of the Jose Dolores Martinez Survey No. 9 which is on the north line of the Jose Dolores Martinez Survey No. 6;

Thence west along the north line of said survey to the northwest corner of said survey;

Thence south along the west line of said survey to the southwest corner of said survey;

Thence east along the south line of the said Jose Dolores Martinez Survey No. 6 to the northeast corner of the W. L. Williamson Survey;

Thence south along the east line of said survey to the southeast corner of said survey which is on the north line of the William White Survey;

Thence east with the north line of said survey to the northeast corner of said survey;

Thence south with the east line of said survey passing the southeast corner of the said William White Survey which is the northeast corner of the William Donaho Survey and continuing south to the north line of the William Whitlock Survey;

Thence west with the projected north line of the William Whitlock Survey to its intersection with the east line of the John R. Faulk Survey;

Thence south with the east line of said survey passing the southeast corner of said John R. Faulk Survey and continuing along the east line of the Hugh Means Survey and the Thomas B. Garrett Survey to the southeast corner of the said Thomas B. Garrett Survey and continuing south to the most northerly line of the G. T. Tabb Survey;

Thence east with the north line of said survey to the northeast corner of said survey;

Thence south with the east line of the said G. T. Tabb Survey which is the east line of the I. & G. N. Railway Company Block 10 and continuing south along the said line to the southwest corner of the Richard Green Survey;

Thence east along the south line of the Richard Green Survey to the northwest corner of the Reason Green Survey;

Thence south along the west line of said survey to the northwest corner of the I. & G. N. Railway Company Block 41;

Thence east along the north line of said survey to the northeast corner of said survey;

Thence south with the east line of said survey to the southeast corner of said I. & G. N. Railway Company Block 41 and continuing south with the west line of the Beasley Prewitt Survey to the southwest corner of said survey;

Thence east along the south line of the said Beasley Prewitt Survey to the northwest corner of the town of Liberty North League;

Thence south with the west line of said League to the southwest corner of said League which is on the north line of the town of Liberty South League;

Thence west with the north line of said League to the northwest corner of said League;

Thence south with the west line of said League passing the southwest corner of said Town of Liberty South League and continuing south with the west line of Elizabeth Munson Survey to the southwest corner of said survey;

Thence east with the south line of said Elizabeth Munson Survey to the northwest corner of the William Duncan Survey;

Thence south with the west line of said survey to the southwest corner of said William Duncan Survey which is on the north line of the William D. Smith Survey;

Thence west along the north line of said survey to the northwest corner of said survey;

Thence south with the west line of said survey to the southwest corner of said survey;

Thence east with the south line of the said William D. Smith Survey to the northwest corner of H. E. and W. T. Railroad Company Block 1131;

Thence southerly with the west line of said survey to its intersection with the northwest line of the George L. Pace Survey;

Thence northeasterly with the north line of said survey to the north corner of said survey;

Thence southeasterly with the east line of said survey passing the southeast corner of said George L. Pace Survey and continuing southeasterly along the east line of the Lewis Davis Survey to the most easterly corner of said survey;

Thence southwesterly along the south line of said Lewis Davis Survey to its intersection with the north line of the Robert Wiseman Survey;

Thence east with the north line of said survey to the northeast corner of said survey;

Thence south with the east line of said survey to its intersection with the Liberty-Chambers County line;

Thence east with said Liberty-Chambers County line to the point of beginning.

#### MADISON COUNTY

All that part of the county lying east of the following line:

Beginning at the intersection of the east boundary line of the John Spillers Survey and Madison-Walker County line;

Thence northerly along the east boundary line of said John Spillers Survey to the northeast corner of said survey;

Thence westerly along the north boundary line of said survey to the most westerly line of the J. S. Hunter Survey;

Thence northerly along the most westerly line of the J. S. Hunter survey which is the same as the east boundary line of the Joshua Leach Survey to the northeast corner of said Joshua Leach Survey;

Thence westerly along the north boundary line of said survey to the southwest line of Peter Johnson Survey;

Thence westerly along the south line of said survey to the most westerly southwest corner of said survey which is on the southeast line of the Rebecca Robins Survey;

Thence northerly along the southeast boundary line of the Rebecca Robins Survey to the most southerly northeast corner of said survey;

Thence northwesterly along the northeast line of said survey and continuing along the north and east

boundary lines of said survey to the north corner of said survey which is on the west boundary line of the James Mitchell Survey and continuing north along the west line of the James Mitchell Survey to the northwest corner of said survey which is on the south boundary line of the John Crist Survey;

Thence westerly along the south line of the John Crist Survey to the southwest corner of said survey;

Thence northerly along the west boundary line of the John Crist Survey which is the same as the east line of the Ransom Alphin Survey to the northeast corner of said survey;

Thence northwesterly along the northeast boundary of said survey to the most northerly corner of said survey which is the same as the most southerly corner of the Clark Cobb Survey;

Thence northerly along the east line of the Clark Cobb Survey to the northeast corner of said survey which is on the east line of the Adalina Jaques Survey;

Thence northerly along the east line of said survey to its intersection with the Leon-Madison County line.

#### POLK COUNTY

All that portion of Polk County lying west of the following described lines:

Beginning with the intersection of the east line of the Joaquin F. de Rumayor Survey No. 66 and the south line of Polk County;

Thence east with the Polk County line, being also the most southerly south line of the P. A. Sublett Survey 71 to its southeast corner;

Thence north with the west line of the R. A. Irion Survey 38 to a point, said point being the northwest corner of the said survey;

Thence east with the south line of the I. & G. N. R. R. Company Survey No. 708 to its southeast corner;

Thence north with the east line of the I. & G. N. R. R. Company Survey No. 708 to its northeast corner;

Thence east with the south line of the Levi B. Dikes Survey No. 28 to its southeast corner;

Thence north with the east line of said survey to a point which is the intersection of the east line of the Levi B. Dikes Survey No. 28 and the southeast line of the James Morgan Survey No. 57;

Thence southwest with the southeast line of the James Morgan Survey No. 57 to its south corner;

Thence northwest with the southwest line of the James Morgan Survey No. 57 to a point which is the intersection of the southwest line of the said survey with the north line of the L. Y. Collins Survey No. 840;

Thence west with the north line of the L. Y. Collins No. 840, the John C. Pitts Survey No. 486, the Wm. Davis Survey No. 230 and the north line of the Wm. Davis Survey 230 projected to a point which intersects the northeast line of the Hezekiah Williams Survey No. 596;

Thence northwest with the northeast line of the said survey to its north corner;

Thence southwest with the Hezekiah Williams Survey No. 596 to a point which is the east corner of the Wm. F. Renfro Survey No. 508;

Thence northwest with the northeast line of said survey to a point which is the intersection of the northeast line of the Wm. F. Renfro Survey No. 508 and the southeast line of the Augustin Viesca Survey;

Thence southwest with the southeast line of said survey to a point which is the south corner of the Mary C. Swinney Survey No. 531;

Thence northwest with the southwest line of the said survey and the southwest line projected to a point which intersects the northwest line of the Augustin Viesca Survey;

Thence southwest with the northwest line of said survey to a point which intersects the east line of the Wm. Pace Survey No. 60;

Thence north to the northeast corner of the Wm. Pace Survey No. 60;

Thence west with the north line of said survey to a point which is the southeast corner of the S. F.-11105 Survey No. 1048;

Thence north with a west line of the Isaac Parker Survey No. 61, said line being the east lines of the S. F.-11105 Survey No. 1048 and the John T. Pinckney Survey No. 63 to a point which is the northeast corner of the John T. Pinckney Survey No. 63;

Thence west with the north line of the said survey to a point which is the intersection of the most westerly west line of the Isaac Parker Survey No. 61 with the north line of the John T. Pinckney Survey No. 63;

Thence north with the most westerly line of the Isaac Parker Survey No. 61 and said line projected to a point which is the southeast corner of the Joseph Morgan Survey No. 56;

Thence continuing north with the

east line of the Joseph Morgan Survey No. 56 to its northeast corner;

Thence west with the north line of the said survey to a point which is the southwest corner of the M. L. Choate Survey No. 15;

Thence north with the west line of said survey to a point which is the southeast corner of the Wm. C. Hicks Survey No. 282;

Thence west with the south line of the said survey to a point which intersects the northeast line of the James S. Garner Survey No. 33;

Thence northwest with the northeast line of said survey to a point which is the most westerly corner of the Wm. C. Hicks Survey No. 282;

Thence southwest with the southeast line of the B. B. B. & C. R. R. Company Survey No. 153 to its south corner;

Thence northwest with the southwest lines of the B. B. B. & C. R. R. Company Survey No. 153, the Isaac F. Haynes Survey No. 324 and the B. B. B. & C. R. R. Company Survey No. 152 to a point which is the north corner of the Augustin Viesca Survey;

Thence southwest with the north line of the said survey to a point which is the most southerly south corner of the George W. Miles Survey No. 413;

Thence northwest with the southwest line of said survey to its west corner;

Thence northeast with the northwest line of the George W. Miles Survey No. 413 to its north corner;

Thence northwest with the southwest line of the George Hodges Survey No. 265 to its west corner;

Thence northeast with the northwest line of said survey to its north corner;

Thence northwest with the northeast line of the Michael Chavenoe Survey No. 164 to a point which is the most northerly corner of said survey;

Thence northeasterly with the most southeasterly line of the John Burgess Survey No. 7 to its most easterly corner;

Thence northwesterly with the most easterly east line of the John Burgess Survey No. 7 to a point which is the most westerly east corner of the said survey;

Thence southwesterly with the most northwesterly southeast line of the John Burgess Survey No. 7 to an interior corner, said corner being the most southerly south corner of the

I. & G. N. R. R. Company Survey No. 700;

Thence northwesterly with the most westerly east line of the John Burgess Survey No. 7 to its most northerly corner;

Thence southwesterly with the northwest line of said survey to a point which is the most southerly corner of the Charles Butler Survey No. 114;

Thence northwesterly with the southwest line of said survey to its most westerly corner;

Thence west with the south line of the Cupe Lewis Survey No. 831, to the intersection of said line with the northeast line of the M. Duke Hornsby Survey No. 275;

Thence with the northeast line of said survey to a point which is the most westerly corner of the Cupe Lewis Survey No. 831;

Thence northeasterly with the northwest line of said survey to its intersection with the south line of the O. B. Green Survey No. 257;

Thence west with the south line of said survey to its southwest corner;

Thence north with the west line of the O. B. Green Survey No. 257 and the said west line projected to a point which intersects the north line of the H. & T. C. R. R. Company Survey No. 307;

Thence west with the north line of said survey to a point which is the southwest corner of the H. & T. C. R. R. Company Survey No. 308;

Thence north with the most easterly east line of the Charles Dolive Survey No. 949 to its northeast corner;

Thence west with the north line of said survey to its northwest corner;

Thence north with the west line of the H. & T. C. R. R. Company Survey No. 303 to its intersection with the northwest line of Polk County.

#### SAN JACINTO COUNTY

All of that part of San Jacinto County lying east of the following line:

Beginning at the intersection of the San Jacinto-Liberty County line with the west line of the Aaron Cherry Survey;

Thence north along the west line of said Aaron Cherry Survey to the northwest corner of said survey;

Thence east along the north line of said survey to the southwest corner of the McKinney and Menard Survey;

Thence north along the west line of the said McKinney and Menard

Survey to the southeast corner of the Franklin Hardin Survey;

Thence west along the south line of said Franklin Hardin Survey to the southwest corner of said survey;

Thence northwesterly along the southwest line of said survey to the south line of Jose Dolores Martinez Block 3 Survey;

Thence west along the south line of said Jose Dolores Martinez Survey, and the south line extended, to the south line of the William Hardin Block 2 Survey;

Thence west along the south line of said William Hardin Block 2 Survey to the west line of said survey which is the east line of the W. M. Logan Survey;

Thence south along the east line of said W. M. Logan Survey to the south line of said survey which is on the north line of the Uriah Gibson Survey;

Thence southwesterly along the northwest line of said Uriah Gibson Survey to the east line of Henry W. Farley Survey;

Thence south along the east line of said Henry W. Farley Survey to the southeast corner of said survey;

Thence west along the south line of said survey to the southwest corner of said survey;

Thence north along the west line of said Henry W. Farley Survey to the northeast corner of the John Faulk Survey;

Thence west along the north line of said John Faulk Survey to the southeast corner of the Merritt Hutchins Survey;

Thence northwesterly with the northeast boundary of said Merritt Hutchins Survey to the south line of the John S. Brown Survey;

Thence west along the south line of said John S. Brown Survey to the east line of the George Taylor Survey;

Thence north along the east line of said George Taylor Survey to the northeast corner of said survey;

Thence west along the north line of said survey to the southeast line of the Polk County School Land Block 241;

Thence northeasterly along the southeast line of the said Polk County School Land Block 241 to the southwest corner of the William M. White Survey;

Thence northwesterly along the southwest line of the said William M. White Survey to the most westerly point of said survey;

Thence northeasterly along the

northwest line of said William M. White Survey to the southwest line of the Robert Rankin Survey;

Thence northwesterly along the southwest line of said Robert Rankin Survey to the northwest corner of said survey;

Thence northeasterly along the northwest line of said survey to the southwest line of the Drury McGee Survey;

Thence northwesterly along the southwest line of said Drury McGee Survey to the northwest corner of said survey and continuing on this line projected to the southwest corner of the Richard Danzy Survey and continuing to the northwest corner of said survey;

Thence northeasterly along the northwest line of said Richard Danzy Survey which is the southeast line of the Charles Butler Survey to the southeast corner of the said Charles Butler Survey;

Thence northwesterly along the northeasterly line of said survey to the north corner of said Charles Butler Survey which is on the west line of I & G N Railroad Company Survey Block 4;

Thence north along the west line of I & G N Railroad Company Survey to the northeast corner of Polk County School Land Block 240;

Thence west along the north line of said Polk County School Land Block 240 to the east line of the Richard Danzy Survey;

Thence north with the east line of the Richard Danzy Survey to the northeast corner of said survey;

Thence west with the north line of said Richard Danzy Survey to the east line of the T. J. Golightly Survey;

Thence north with the east line of the said T. J. Golightly Survey to the southeast line of James Berry Block 74 Survey;

Thence northeasterly with the southeasterly line of the said James Berry Block 74 Survey to the most easterly corner of said survey which is on the southwesterly line of the Thomas H. Butler Survey;

Thence northwesterly with the southwest line of the said Thomas H. Butler Survey to the most westerly corner of said survey;

Thence northeasterly with the northwest line of said Thomas H. Butler Survey to the most northerly corner of said survey which is on the

southwest line of the John R. Johnston Survey;

Thence northwesterly with the southwest line of said John R. Johnston Survey to the northwest corner of said survey;

Thence northwesterly with the projected southwest line of the Ralph McGee Survey to the southwest corner of said Ralph McGee Survey and continuing northwesterly with the southwest line of said Ralph McGee Survey to the northwest corner of said survey;

Thence northeasterly with the northwest line of said Ralph McGee Survey to the most easterly northeast corner of the William Morris Survey;

Thence northwesterly with the northeast line of said William Morris Survey to the southwest corner of the John N. Wilcox Survey continuing northwesterly with the southwest line of the John N. Wilcox Survey to the northwest corner of said survey which is the most northerly corner of the John Foster Survey;

Thence southwesterly with the northwesterly line of the John Foster Survey to the south line of the Enoch Jones Survey;

Thence west with the south line of the said Enoch Jones Survey to the southwest corner of the said Enoch Jones Survey;

Thence north with the west line of said survey to the south line of the Sylvester Fremain Survey;

Thence west with the south line of said survey to the southwest corner of the said Sylvester Fremain Survey;

Thence north with the west line of said survey to the southeast corner of the M. J. Garner Survey;

Thence west with the south line of said M. J. Garner Survey to the southwest corner of said survey;

Thence north with the west line of said M. J. Garner Survey to its intersection with the projected northeast line of the James King Survey;

Thence northwesterly with said projected northeast line of the James King Survey and continuing with the northwest line of the said James King Survey to the southeast line of the William J. Knight Survey;

Thence southwesterly with the southeast line of the said William J. Knight Survey to the south corner of said survey;

Thence northwesterly with the southwest line of the said William J. Knight Survey to the north corner of the Edward McGary Survey;

Thence southwest with the northwest line of the Edward McGary Survey to the most southerly corner of the John L. Lynch Survey;

Thence northwesterly with the southwest line of said John L. Lynch Survey to the southeast corner of the Albert Malsburger Survey;

Thence southwesterly with the southeast line of said Albert Malsburger Survey to the most southerly corner of said survey which is on the northeasterly line of the Benson Resinhower Survey;

Thence northwesterly with the northeast line of said Benson Resinhower Survey to its intersection with the Walker-San Jacinto County line.

#### TRINITY COUNTY

All that part of Trinity County west of the following line:

Beginning at the intersection of the Trinity-Polk County line and the east line of the W. W. Cameron Survey;

Thence north along the east line of said survey to the northwest corner of said survey;

Thence west along the north line of the said W. W. Cameron Survey which is the same as the south line of the H. & T. C. R. R. Company Block 13 to the most southerly southwest corner of said H. & T. C. R. R. Company Block 13;

Thence north along the west line of said survey to an interior southeast corner;

Thence west along the most northerly south boundary line to the west boundary line of said H. & T. C. R. R. Company Block 13;

Thence north along the west boundary line of said survey to the northwest corner of said survey which is the same as the southwest corner of the J. R. Polk Block 14 continuing north along the west boundary line of said J. R. Polk Block 14 to the northwest corner of said survey;

Thence east along the north boundary line of said survey to the west boundary line of H. & T. C. R. R. Company Block 15;

Thence north along the west boundary line of H. & T. C. R. R. Company Block 15 to the northwest corner of said survey which is the southwest corner of the G. T. Lynch Survey continuing north along the west boundary line of said survey to the south boundary line of the J. R. Polk Block 8;

Thence east along the south line of J. R. Polk Block 8 to the southeast corner of said survey;

Thence north along the east boundary line of said survey to an interior corner;

Thence east to the most easterly east line of the J. R. Polk Block 8;

Thence north along the most easterly boundary line of said survey to the northeast corner of said survey which is the southeast corner of H. & T. C. R. R. Company Block 7;

Thence west along the south boundary line of said survey to the west boundary line of said H. & T. C. R. R. Company Block 7;

Thence north along the west boundary line of said survey to the most westerly northwest corner of said survey which is on the south line of the Wm. Richards Survey;

Thence west along the south boundary line of said survey to the southwest corner of said survey;

Thence north along the west line of the Wm. Richards Survey which is the same as the east line of the SF 11881;

Thence north along the east line of said SF 11881 to the northeast corner of said survey;

Thence west along the north line of said survey to the northwest corner of said survey which is on the east line of the Jesse Parker Survey;

Thence north along the east line of the Jesse Parker Survey to the northeast corner of said survey;

Thence west along the north line of said Jesse Parker Survey to its intersection with the southwest line of the Augustine Kirtley Survey projected;

Thence northwesterly along the projected southwest line of said Augustine Kirtley Survey passing the south corner and continuing northwest to the west corner of said survey which is on the east line of the Charles H. Nelson Survey;

Thence north along the east line of said Charles H. Nelson Survey to the northeast corner of said survey;

Thence west along the north line of said survey to the northwest corner of said survey which is the same as the southeast corner of the George Barker Survey continuing west along the south line of said George Barker Survey to the southwest corner of said survey and continuing on this same line projected to its intersection with the east line of the Joshua W. Crow Survey;

Thence northerly with the east line of said survey to the northeast corner of said survey;

Thence westerly along the north line of said survey to the most northerly northwest corner of said survey;

Thence southerly along the west line of said survey which is a west line of the Isham G. Webb Survey to the southeast corner of said survey;

Thence west along the south line of said survey to the southwest corner of said survey which is on the east line of the Guadalupe Sosa Survey;

Thence north along the east line of said survey to the northeast corner of said survey;

Thence west along the north line of said Guadalupe Sosa Survey to its intersection with the southeast line of the Jose Ortega Survey;

Thence northeasterly along the said southeast line of the said Jose Ortega Survey to the southeast corner of said survey;

Thence northwesterly along the northeast line of said survey to the north corner of said survey;

Thence southwesterly along the northwest line of said survey to its intersection with the west line of Amos Donovan Survey;

Thence north along the west line of said Amos Donovan Survey to the northwest line of the E. Gibson Survey;

Thence southwesterly along the northwest line of the said E. Gibson Survey to the southeast corner of the William Gibson Survey;

Thence west along the south line of said William Gibson Survey to the southwest corner of said survey;

Thence north along the west line of said survey to the most southerly southeast corner of the James Hickey Survey;

Thence west along the south line of the James Hickey Survey to the southwest corner of said survey;

Thence north along the west line of said survey to the southeast corner of the William E. Probert Survey;

Thence west along the south line of the said William E. Probert Survey to the southwest corner of said survey which is the southeast corner of the Elizah M. Jarvis Survey and continuing west along the south line of the said Jarvis Survey to its intersection with the east line of the Charles B. Linn Survey projected;

Thence south along the east line of said Charles B. Linn Survey to the northeast corner of said survey;

Thence west along the north line of said survey to its intersection with the Walker-Trinity County line.

#### WALKER COUNTY

All of that portion of Walker County located north of the following described line:

Beginning in the N. line of the Benson Resin Hoover Survey No. 457 being a point on the east line of Walker County;

Thence northwesterly with the N. line of the said Benson Resin Hoover Survey to its NW corner;

Thence southwesterly with the W. line of the Benson Resin Hoover Survey to the N. line of the John Caruthers Survey No. 118;

Thence with the N. line of John Caruthers Survey No. 118 to its NW corner being also a point in the east line of the John Caruthers Survey 145;

Thence with the E. line of the John Caruthers Survey No. 145 to its most northeasterly corner;

Thence W. with the N. line of the John Caruthers Survey No. 145 to its NW corner, which corner is a point in the E. boundary line of the Lewis Duel League No. 18;

Thence N. with the E. line of the Lewis Duel League to its NE corner;

Thence W. with the N. boundary line of the Lewis Duel League to its NW corner being a point in the E. line of the John Crane Survey No. 14;

Thence N. with the E. line of the John Crane Survey to a northeasterly corner;

Thence W. with a N. line of the John Crane Survey to an interior corner;

Thence N. with the E. line of the John Crane Survey to its most northeasterly corner;

Thence W. with the most northerly line of the John Crane Survey to a NW corner which is also a point in the E. line of the John W. Burns Survey No. 82;

Thence S. with the E. line of the J. W. Burns Survey No. 82 and E. line of the Oscar Murry Survey No. 666 to its SE corner which point is also an interior corner of the John Crane Survey No. 14;

Thence W. along the S. line of the Oscar Murry Survey No. 666 and the F. Ripley Survey No. 485 to the SW corner of said Ripley Survey which is also a point in the E. boundary line of the James C. Dewitt Survey No. 172;

Thence N. with the E. boundary line of the J. C. Dewitt Survey No. 172 to its NE corner;

Thence W. with the N. boundary line of the James C. Dewitt Survey No. 172 to its NW corner which is also a point in the E. line of the Richard A. Magee Survey No. 400;

Thence northeasterly with the E.

boundary line of the Richard A. Magee Survey No. 400 to its NE corner;

Thence westerly with the N. boundary line of the Richard A. Magee Survey No. 400 to its NW corner which is also a point in the E. boundary line of the Christopher Edinburgh League No. 19;

Thence northeasterly with the E. boundary line of the Christopher Edinburgh League No. 19 to its NE corner;

Thence westerly along the N. boundary line of the Christopher Edinburgh League No. 19 to its NW corner;

Thence southwesterly with the W. boundary line of said League to a point which is the NE corner of the Wm. B. Burditt Survey No. 8;

Thence with the N. line of the Wm. B. Burditt Survey No. 8 to its NW corner which point is also a point in the E. boundary line of the Cesareo Camona Survey No. 110;

Thence N. with the E. boundary line of the Cesareo Camona Survey No. 110 to its NE corner;

Thence W. with the N. boundary line of the Cesareo Camona Survey No. 110 to its NW corner which point is also the NE corner of the George Weedon Survey No. 574;

Thence W. with a N. boundary line of the George Weedon Survey No. 574 to an interior NE corner;

Thence N. with an E. boundary line of the George Weedon Survey No. 574 to its most northeasterly corner;

Thence W. with the N. boundary line of the George Weedon Survey No. 574 to its NW corner;

Thence S. with the W. boundary line of the George Weedon Survey No. 574 to a point which is the S. boundary line of the M. G. Clements Survey No. 138 projected;

Thence W. with the S. boundary line of the M. G. Clements Survey No. 138 projected and its S. boundary line to the SW corner of the M. G. Clements Survey No. 138;

Thence N. with the W. boundary line of the M. G. Clements Survey No. 138 to the SE corner of the John D. Murphy Survey No. 384;

Thence W. with the S. line of the John D. Murphy Survey No. 384 to its SW corner;

Thence N. with the W. boundary line of the John D. Murphy Survey No. 384 to its NW corner which is a point in the S. boundary line of the Christopher Edinburgh Survey No. 186;

Thence W. with the S. boundary



line of the Christopher Edinburgh Survey No. 186 to its SW corner;

Thence N. with the W. line of the Christopher Edinburgh Survey No. 186 to its NW corner which point is also the NE corner of the David Davis Survey No. 169;

Thence W. with the N. boundary line of the David Davis Survey No. 169 to its NW corner and continuing W. on a N. boundary line of the Isaac Brimberry Survey No. 80 to an interior NE corner;

Thence N. with an east boundary line of the Isaac Brimberry Survey No. 80 to the most northeasterly corner of the Isaac Brimberry Survey No. 80;

Thence W. with the most northerly boundary of the Isaac Brimberry Survey No. 80 to its NW corner;

Thence S. with the W. boundary line of the Isaac Brimberry Survey No. 80 to a SW corner which is also a point in the N. boundary line of the John M. Spillar Survey No. 507;

Thence W. with the N. boundary line of the John M. Spillar Survey No. 507 to its NW corner which is also the SW corner of the J. N. Thompson Survey No. 667;

Thence N. with the W. boundary line of the J. N. Thompson Survey No. 667 to its intersection with the S. boundary line of the Gordiano Badillo Survey No. 3;

Thence northeasterly with the S. boundary line of the Gordiano Badillo Survey No. 3 to its intersection with the E. boundary line of the John Spillar Survey No. 494;

Thence northwesterly with the E. boundary line of the John Spillar League No. 494 to its intersection with Bidias Creek being the division line between Madison County on the north and Walker County on the south.

Save and except that part of Walker County which lies N. of the following described line:

Beginning at the E. county line of Walker County and the W. county line of Trinity County at a point in the N. boundary line of the Gordiano Badillo Survey No. 4;

Thence southwesterly with the N. boundary line of the Gordiano Badillo Survey No. 4 to its intersection with the E. boundary line of the heirs of Peter Mattern Survey No. 337;

Thence N. with the E. boundary line of the heirs of Peter Mattern Survey No. 337 to its NE corner;

Thence W. with the N. boundary line of the heirs of Peter Mattern Survey No. 337 to its NW corner;

Thence S. with the W. boundary line of the heirs of Peter Mattern Survey No. 337 to a point which is the NE corner of the George Kielmann Survey No. 308;

Thence W. with the N. boundary line of the George Kielmann Survey No. 308 to a point which is the most southeasterly corner of the Wm. Smith Peters Survey No. 451;

Thence northwesterly with the E. boundary line of the Wm. Smith Peters Survey No. 451 to its NE corner;

Thence southwesterly with the N. boundary line of the Wm. Smith Peters Survey No. 451 to a point which is also the SW corner of the Jack Vick Survey No. 571;

Thence northwesterly with the W. boundary line of the Jack Vick Survey No. 571 to a point which is the SE corner of the A. W. Turner Survey No. 564;

Thence southwesterly with the S. boundary line of the A. W. Turner Survey No. 564 to its SW corner;

Thence northwesterly with the W. boundary line of the A. W. Turner Survey No. 564 to a point which is the NE corner of the N. O. Brenizer Survey No. 693;

Thence southwesterly with the N. boundary line of the N. O. Brenizer Survey No. 693 to a point which is the SW corner of the J. B. Gibson Survey No. 709;

Thence northwesterly with the W. line of the J. B. Gibson Survey No. 709 to its NW corner which is a point in the S. boundary line of the Thos. Dillard Survey No. 313;

Thence in a southwesterly direction to the SW corner of the Thomas Dillard Survey No. 313;

Thence northwesterly with the W. boundary line of Thomas Dillard Survey No. 313 to its intersection with the Walker-Houston County line.

The amendment to the committee amendment was adopted.

Senator Colson offered the following amendment to the committee amendment:

Amend Senate Committee Amendment No. 1 (substitute) to House Bill 20, page 30, line 46 of the printed bill, by deleting the period at the end of the first sentence of Subsection 19(a) and adding the following:

"provided, however, that unless the Authority shall have obtained a permit to construct, own and operate

such reservoir and shall have actually commenced such construction within 5 years from the effective date of this Act, unless such time of commencement of such construction shall have been extended by mutual agreement between said District and the Authority, all such rights shall be divested of the Authority and revested in the Chambers-Liberty Counties Navigation District without prejudice to the rights of such District to pursue the then existing Presentation or to file a new Presentation on the same or similar location."

The amendment to the committee amendment was adopted.

#### Record of Vote

Senator Bracewell asked to be recorded as voting "nay" on the adoption of the above amendment.

Senator Colson offered the following amendment to the committee amendment:

Amend Committee Amendment No. 1 to H. B. 20, Sec. 19(a), by replacing the period at the end of the second sentence with a semicolon and adding the following:

In the operation of any water development or conservation projects hereunder, the Authority shall only store such storm and flood waters as are not required by any downstream appropriators to satisfy the amount of water authorized to be appropriated by presently existing and valid water permits and certified filings, and the Authority shall release any water so stored at no cost to such downstream appropriators when requested to do so; such downstream appropriators are fully empowered to enforce the provisions of this section by any lawful means.

The amendment to the committee amendment was adopted.

Senator Martin offered the following amendment to the committee amendment:

Amend Senate Committee Amendment No. 1 to House Bill 20 by adding after the word "clause" in the first sentence the following: "including all of the engrossed riders."

The amendment to the committee amendment was adopted.

Senator Shireman offered the fol-

lowing amendment to the committee amendment:

Amend H. B. 20, Sec. 3(a), page 20 of the printed Senate Committee Amendment No. 1 (substitute) by changing the period after the word "Directors" in line 46 to a semicolon ";" and adding the following:

"Provided, that the term of the directors appointed under the provisions of this Act shall expire on the 15th day of March of the year which their respective terms would have terminated under the provisions of this Act."

The amendment to the committee amendment was adopted.

Senator Willis offered the following amendment to the committee amendment:

Amend Senate Committee Amendment No. 1 (substitute) to House Bill 20 by inserting a new section after Section 5 of said bill, to be known as Section 6, and by renumbering the sections following to conform with this amendment, such new Section 6 to read as follows:

"Section 6. It is provided, however, that the Authority shall not exercise any of the power or authority conferred by this Act within the County of Tarrant unless and until its establishment is confirmed at an election held within Tarrant County. After the passage of this Act the Board of Directors of the Authority shall order an election to be held in Tarrant County, at which election there shall be submitted the question of whether or not Tarrant County shall become a part of such Authority and subject to its jurisdiction. Notice of said election shall be published in a newspaper published in or having general circulation in Tarrant County once each week for two consecutive weeks; the first notice shall be so published at least fourteen (14) days prior to the date set for the election. The resolution calling the election shall specify the voting place or places in Tarrant County. The Board of Directors shall appoint a presiding judge for each of the voting places and each of the presiding judges shall appoint the necessary judges and clerks to assist him in holding the election. Only qualified voters who reside within Tarrant County and who own taxable property therein and who have duly rendered the same for taxation shall

be qualified to vote at said election. If a majority of the votes cast at the election are in favor of becoming a part of the Authority, the Board of Directors shall so declare, and thereafter the Authority shall have all of the powers and authority conferred by this Act in so far as Tarrant County is concerned. The proposition to be submitted at such election shall specify that the Authority shall not include Tarrant County within the Authority and subject to its jurisdiction unless the voters mentioned above shall have affirmatively voted to become a part of such Authority.

The amendment to the committee amendment was read.

Senator Moore offered the following amendment to the amendment by Senator Willis:

Amend Willis amendment by adding the following sentence to the end of said amendment:

"This paragraph shall also apply to Navarro, Anderson and Freestone Counties."

The amendment to the amendment was read.

Question—Shall the amendment by Senator Moore to the amendment by Senator Willis be adopted?

#### **Bill and Resolutions Ordered Not Printed**

On motion of Senator Fly and by unanimous consent, S. B. No. 446 was ordered not printed.

On motion of Senator Rogers of Travis and by unanimous consent, H. C. R. Nos. 99, 131 and 132 were ordered not printed.

#### **House Bill 267 Recommitted**

On motion of Senator Hazlewood and by unanimous consent, H. B. No. 267 was ordered recommitted to the Committee on State Affairs.

#### **House Concurrent Resolution 168 on Second Reading**

The President laid before the Senate on its second reading the following resolution:

H. C. R. No. 168, Recalling H. B. No. 443 from the Governor's office for correction.

The resolution was read the second time and was adopted.

#### **House Concurrent Resolution 169 on Second Reading**

The President laid before the Senate on its second reading the following resolution:

H. C. R. No. 169, Recalling H. B. No. 909 from the Governor's office for correction.

The resolution was read the second time and was adopted.

#### **Recess**

On motion of Senator Weinert the Senate at 12:02 o'clock p. m. took recess until 2:30 o'clock p. m. today.

#### **After Recess**

The President called the Senate to order at 2:30 o'clock p. m. today.

#### **Leave of Absence**

Senator Weinert was granted leave of absence for the afternoon on account of important business on motion of Senator Hardeman.

#### **Conference Committee on House Bill 757**

Senator Aikin called from the President's table for consideration at this time, the request of the House for a conference committee to adjust the differences between the two Houses on H. B. No. 757 and moved that the request be granted.

The motion to grant the request prevailed.

Accordingly, the President announced the appointment of the following conferees on the bill on the part of the Senate: Senators Aikin, Lane, Roberts, Hardeman and Shireman.

#### **Senate Concurrent Resolution 74**

Senator Strauss offered the following resolution:

S. C. R. No. 74, Enrolling Clerk of House directed to present H. B. No. 153 to the Governor.

Be it resolved by the Senate, the House concurring, That the Enrolling

Clerk of the House be directed to deliver the enrolled copy of H. B. 153 to the Governor, said bill having heretofore passed both Houses, been recalled and is now ready to be presented anew to the Governor.

The resolution was read.

On motion of Senator Strauss and by unanimous consent, the resolution was considered immediately and was adopted.

#### House Bill 20 on Second Reading

The Senate resumed the consideration of the pending business, same being H. B. No. 20 on its second reading with an amendment by Senator Willis to the committee amendment and an amendment by Senator Moore to the amendment by Senator Willis pending.

Question—Shall the amendment by Senator Moore to the amendment by Senator Willis be adopted?

Senator Moore, by unanimous consent, withdrew the pending amendment.

Question recurred on the amendment by Senator Willis to the committee amendment.

On motion of Senator Parkhouse the amendment was tabled.

The committee amendment, as amended, was then adopted.

On motion of Senator Parkhouse and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to third reading.

#### House Bill 20 on Third Reading

Senator Parkhouse moved that Senate Rule 32 and the Constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 20 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—23

Aikin	Colson
Ashley	Fuller
Bracewell	Kazen

Kelley	Phillips
Lane	Roberts
Latimer	Rogers of Travis
Lock	Secrest
Martin	Shireman
Moffett	Strauss
Moore	Wagonseller
Owen	Willis
Parkhouse	

Nays—4

Fly	Rogers
Hardeman	of Childress
Ratliff	

Absent

Hazlewood	McDonald
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Absent—Excused

Corbin	Weinert
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The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### House Concurrent Resolution 145 on Second Reading

The President laid before the Senate on its second reading the following resolution:

H. C. R. No. 145, Requesting the Texas Legislative Council to make a study of the regulation of commercial fishing in the fresh waters of this State.

The resolution was read the second time and was adopted.

#### Senate Bill 193 on Second Reading

On motion of Senator Ashley and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 193, A bill to be entitled "An Act providing for the creation of public cemetery districts; providing for the procedure for the creation of cemetery districts and for the election of officers and their duties; and defining the powers of the cemetery districts, including the power of the districts for taxation purposes."

The bill was read the second time.

Senator Ashley offered the following amendment to the bill:

Amend S. B. No. 193, Section 1, by

inserting after the comma in the first sentence thereof, and before the word "at," the following:

"Which does not contain within its boundaries any incorporated town or city having a population of more than two thousand five hundred inhabitants,"

The amendment was adopted.

On motion of Senator Ashley and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill, as amended, was passed to engrossment.

#### Senate Bill 193 on Third Reading

Senator Ashley moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill 193 be placed on its third reading and final passage.

The motion prevailed by the following vote:

##### Yeas—26

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Fly	Ratliff
Fuller	Rogers
Hardeman	of Childress
Hazlewood	Rogers of Travis
Kazen	Secret
Kelley	Shireman
Lane	Strauss
Latimer	Wagonseller
Lock	Willis
McDonald	

##### Nays—3

Martin	Roberts
Moffett	

##### Absent—Excused

Corbin	Weinert
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The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### Record of Votes

Senator Lane, Moffett, Phillips, Lock and Colson asked to be recorded as voting "nay" on the final passage of S. B. No. 193.

#### House Bill 775 on Second Reading

On motion of Senator Rogers of Travis and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 775, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 59, Article 16 of the Constitution, to be known as 'Travis-Williamson County Water Control and Improvement District No. 1'; enacting other provisions relating to the subject; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 775 on Third Reading

Senator Rogers of Travis moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 775 be placed on its third reading and final passage.

The motion prevailed by the following vote:

##### Yeas—29

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lane	Secret
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis

##### Absent—Excused

Corbin	Weinert
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The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

##### Yeas—29

Aikin	Fuller
Ashley	Hardeman
Bracewell	Hazlewood
Colson	Kazen
Fly	Kelley

Lane	Ratliff
Latimer	Roberts
Lock	Rogers
Martin	of Childress
McDonald	Rogers of Travis
Moffett	Secrest
Moore	Shireman
Owen	Strauss
Parkhouse	Wagonseller
Phillips	Willis

Absent—Excused

Corbin Weinert

**House Bill 404 on Second Reading**

On motion of Senator Rogers of Childress and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 404, A bill to be entitled "An Act to amend Subsections A(5), A(6), A(9), B(3), B(4), D(4a) and adding paragraph (10) to Subsection B of House Bill 162, Acts 51st Legislature, Regular Session, 1949, Chapter 306, Page 559, so as to amend the definition of a 'subdivision of an underground water reservoir,' contained in said Subsection A(5); to add an additional definition of waste to said Subsection A(6); to amend Subsection A(9) dealing with the exclusion of grazing land while water is being produced only for domestic and stock raising purposes; to authorize underground water districts to require permits for the drilling, equipping and/or completion of water wells, as set forth in said Subsection B(3); to authorize spacing of water wells and regulate production therefrom as set forth in Subsection B(4); to authorize use of certain wells as provided in said Subsection D(4a); and to add an additional paragraph to said Section B to authorize suits by landowners to enjoin and to recover damages and other relief for violation of district rules and regulations; fixing venue for such action, and providing that such remedies shall be accumulative; providing a savings clause; and declaring an emergency."

The bill was read second time and passed to third reading.

**House Bill 404 on Third Reading**

Senator Rogers of Childress moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended

and that House Bill No. 404 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Fly	Phillips
Fuller	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis

Absent—Excused

Corbin Weinert

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—28

Aikin	Moffett
Ashley	Moore
Bracewell	Parkhouse
Colson	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Willis
McDonald	

Present—Not Voting

Owen

Absent—Excused

Corbin Weinert

**Message from the House**

Hall of the House of Representatives,  
Austin, Texas,  
May 24, 1955.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House

to inform the Senate that the House has passed the following:

H. B. No. 955, A bill to be entitled "An Act setting forth the manner and form in which stock certificates shall be issued by any corporation organized under the laws of the State of Texas and how such stock certificates shall be signed; providing for the use of a facsimile corporate seal; providing for the use of facsimile signatures of officers of such corporations on a certificate countersigned by a transfer agent or registered by a registrar, either of which is other than the corporation or employee thereof; and providing for the use of facsimile or printed corporate seal of such corporation on its bonds, debentures and other evidences of indebtedness, and for the use of facsimile signatures of officers authorized to execute such securities when such securities are authenticated by the manual signature of an officer of the corporation or other trustee appointed or named by the indenture of trust or other agreement under which such securities are issued; repealing House Bill No. 306 enacted by the 54th Legislature and signed by the Governor on April 2, 1955; and declaring an emergency."

H. B. No. 126, A bill to be entitled "An Act amending Paragraph 1 of Section 1 of House Bill 322, Chapter 196, Acts of the Forty-third Legislature, Regular Session, 1933, as amended by House Bill 507, Chapter 218, Acts of the Fiftieth Legislature, Regular Session, 1947, fixing fees of resident students registering in State-supported institutions of collegiate rank; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

(With engrossed riders.)

S. B. No. 286, A bill to be entitled "An Act to amend the subject matter embraced in Section 3, Section 4, and Section 5 of the Texas Unemployment Compensation Act, as amended, (Senate Bill No. 5, Chapter 482, General and Special Laws of the Forty-fourth Legislature, Third Called Session, 1936, as amended), providing for the payment of benefits; providing benefit eligibility conditions; providing disqualification for benefits; providing for an effective date of this Act and its sections; providing for the repeal of all laws and parts of laws in conflict herewith; providing for the sep-

arability of provisions; and declaring an emergency."

(With amendment.)

The House has concurred in Senate amendments to House Bill No. 383 by a vote of 128 ayes, 0 noes.

The House refused to concur in Senate amendments to House Bill No. 374 and has requested the appointment of a Conference Committee to consider the differences between the two Houses.

The House has adopted the Conference Committee report on Senate Bill No. 165 by a division of votes.

The House has concurred in Senate amendments to House Bill No. 396 by a division of votes.

The House reconsidered vote and refused to concur in Senate amendments to House Bill No. 77 and has requested the appointment of a Conference Committee to consider the differences between the two Houses.

The House has concurred in Senate amendments to House Bill No. 878 by a division of votes.

The House refused to concur in Senate amendments to House Bill No. 63 and has requested the appointment of a Conference Committee to consider the differences between the two Houses.

The House has concurred in Senate amendments to House Bill No. 680 by vote of 127 ayes, 0 noes.

Respectfully submitted,  
DOROTHY HALLMAN,  
Chief Clerk, House of Representatives.

#### Senate Bill 398 on Second Reading

Senator Shireman asked unanimous consent to suspend the regular order of business and take up S. B. No. 398 for consideration at this time.

There was objection.

Senator Shireman then moved to suspend the regular order of business and take up S. B. No. 398 for consideration at this time.

The motion prevailed by the following vote:

Yeas—27

Aikin	Fly
Ashley	Hardeman
Colson	Hazlewood

Kazen	Phillips
Kelle	Ratliff
Lane	Roberts
Latimer	Rogers
Lock	of Childress
Martin	Rogers of Travis
McDonald	Secrest
Moffett	Shireman
Moore	Strauss
Owen	Wagonseller
Parkhouse	Willis

Nays—1

Fuller

Absent

Bracewell

Absent—Excused

Corbin

Weinert

The President laid before the Senate on its second reading the following bill:

S. B. No. 398, A bill to be entitled "An Act prohibiting any public official from receiving, or entering into agreements for compensation or valuable consideration of any kind for services to be rendered in relation to any matter before any state executive agency, unless full disclosure of such transaction is made in sworn written statement to be filed with the Secretary of State; prescribing penalties for violation; and declaring an emergency."

The bill was read second time.

Senator Moore offered the following amendment to the bill:

Amend S. B. 398 by striking out all of Subsection 5 of Section 2a.

The amendment was adopted.

Senator Kelley offered the following amendment to the bill:

Amend S. B. 398 by striking out the words "public official" wherever they appear in the bill and substituting in lieu thereof the following words:

"No public official, attorney at law, or any other person."

The amendment was adopted.

#### Record of Vote

Senator Shireman asked to be recorded as voting "Nay" on the adoption of the above amendment.

Senator Moore offered the following amendment to the bill:

Amend S. B. 398 by deleting the words "and the nature of the compensation" in Section 2, Subsection (3), line 37, and inserting a period after the word "rendered."

The amendment was adopted.

Senator Owen offered the following amendment to the bill:

Amend S. B. 398 by deleting the word "executive" in line 24, Sec. 1.

Senator Shireman moved to table the amendment.

The motion to table was lost.

Question recurring on the amendment, it was adopted.

Senator McDonald offered the following amendment to the bill:

Amend S. B. No. 398, printed copy thereof, by inserting between the end of line 24 and the beginning of line 25 the following: "or the Texas Legislature or any committee thereof."

The amendment was adopted.

Senator Ashley offered the following amendment to the bill:

Amend S. B. No. 398 by adding Section 3a after Section 3 to read as follows:

"No public official shall be required to file a written statement and disclosure under this Act when appearing before an agency of the state in his own behalf and not for compensation."

The amendment was adopted.

Senator Owen offered the following amendment to the bill:

Amend S. B. No. 398 by inserting between the words "any" and "proceeding" on line 23 of Section 1 the following: "contract, negotiations,"

The amendment was adopted.

Senator Fuller offered the following amendment to the bill:

Amend S. B. No. 398 by striking out all of Section 3 and renumbering the remaining sections accordingly.

The amendment was adopted.

Senator Owen offered the following amendment to the bill:

Amend S. B. 398 by adding a new sentence at the end of Section 2 as follows:



"No provisions of this Act shall apply to any proceedings before any of the courts of this state."

The amendment was adopted.

Senator Strauss offered the following amendment to the bill:

Amend S. B. 398 by adding the following at the end of Section 3:

"Every public State official shall file an itemized statement with the Secretary of State before January 1st of each year listing all gifts received by him or by members of his family during the preceding year when such gifts are received from persons appearing as attorneys before the department, board or commission of which such a state official is a member."

The amendment was adopted.

Senator Lane offered the following amendment to the bill:

Amend S. B. 398 by adding a new section to read as follows:

"Notwithstanding any of the provisions of this Act, no member of the legislature shall accept employment to influence or appear before the Legislative Branch of the State."

The amendment was adopted.

Senator Shireman moved that S. B. No. 398 be Laid on the Table.

The motion to Lay on the Table was lost by the following vote:

#### Yeas—4

Fly	Secrest
Hazlewood	Shireman

#### Nays—22

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Hardeman	Roberts
Kazen	Rogers
Kelley	of Childress
Lane	Rogers of Travis
Lock	Strauss
Martin	Wagonseller
McDonald	Willis
Moffett	

#### Present—Not Voting

Fuller

#### Absent

Latimer

Ratliff

#### Absent—Excused

Corbin

Weinert

Question—Shall S. B. No. 398 as amended be passed to engrossment?

#### Senate Bill 446 on Second Reading

Senator Fly moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 446 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—26

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Ratliff
Fly	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagonseller
McDonald	Willis
Moffett	

#### Absent

Fuller  
Kelley

Phillips

#### Absent—Excused

Corbin

Weinert

The President then laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 446, A bill to be entitled "An Act amending Section 8 of Article XVII, Chapter 184, of the Acts of the 47th Legislature, Regular Session, codified as Article 7065b-8, Vernon's Annotated Civil Statutes, relating to lien of motor vehicles, etc., and declaring an emergency."

The bill was read the second time and was passed to engrossment.

#### Senate Bill 446 on Third Reading

The constitutional rule requiring bills to be read on three several days having been suspended the President

laid S. B. No. 446 before the Senate on its third reading and final passage.

The bill was read the third time and was passed.

#### Senate Bill 441 on Second Reading

On motion of Senator Hardeman and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 441, A bill to be entitled "An Act providing for the fixing of compensation of judges of district courts in counties in this State which comprise a part of a judicial district consisting of not less than four (4) counties, of which two (2) of said counties have two (2) or more district courts; providing the manner of payment, establishing a limitation of the amount of such compensation; providing for validity of remaining portion of Act if any part declared unconstitutional; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 441 on Third Reading

Senator Hardeman moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that Senate Bill No. 441 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—25

Aikin	McDonald
Ashley	Moffett
Bracewell	Moore
Colson	Owen
Fly	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lane	Secrest
Latimer	Strauss
Lock	Wagon seller
Martin	Willis

#### Absent

Fuller	Phillips
Parkhouse	Shireman

#### Absent—Excused

Corbin	Weinert
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The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—27

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Fly	Ratliff
Hardeman	Roberts
Hazlewood	Rogers
Kazen	of Childress
Kelley	Rogers of Travis
Lane	Secrest
Latimer	Shireman
Lock	Strauss
Martin	Wagon seller
McDonald	Willis

#### Absent

Fuller	Phillips
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#### Absent—Excused

Corbin	Weinert
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#### Conference Committee on House Bill 374

Senator Secrest called from the President's table for consideration at this time, the request of the House for a conference committee to adjust the differences between the two Houses on H. B. No. 374 and moved that the request be granted.

The motion to grant the request prevailed.

Accordingly, the President announced the appointment of the following conferees on the bill on the part of the Senate: Senators Secrest, Bracewell, Parkhouse, Fuller and Willis.

#### Conference Committee on House Bill 131

The President announced the appointment of the following as a Conference Committee on the part of the Senate on H. B. No. 131: Senators Moffett, Lock, Kazen, Martin and Rogers of Travis.

#### House Bill 841 on Second Reading

On motion of Senator Hazlewood and by unanimous consent, the reg-

ular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 841, A bill to be entitled "An Act relating to veterinary medicine and surgery; amending The Veterinary Licensing Act (Article 7465a, Vernon's Revised Statutes) by making further provisions for licensing of veterinarians; and declaring an emergency."

The bill was read the second time and passed to third reading.

#### Record of Votes

Senators Moffett, Colson, Phillips, McDonald, Rogers of Childress and Willis asked to be recorded as voting "nay" on the passage of H. B. No. 841 to third reading.

#### Motion to Place House Bill 841 on Third Reading

Senator Hazlewood moved that Senate Rule 32 and the constitutional rule requiring bills to be read on three several days be suspended and that House Bill No. 841 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members present):

#### Yeas—18

Aikin	Owen
Ashley	Parkhouse
Bracewell	Ratliff
Fly	Roberts
Hardeman	Rogers of Travis
Hazlewood	Secrest
Kazen	Shireman
Lane	Strauss
Martin	Wagonseller

#### Nays—6

Colson	Rogers
McDonald	of Childress
Moffett	Willis
Phillips	

#### Absent

Fuller	Lock
Kelley	Moore
Latimer	

#### Absent—Excused

Corbin	Weinert
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#### Senate Resolution 381

Senator Hazlewood offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate 19 students, the Senior Class, Lefors High School, Lefors, Texas, accompanied by their teachers, Mr. and Mrs. A. W. Shoffit and Norma L. Lantz; and

Whereas, These students are on an educational tour of the Capitol Building and the Capital City; and

Whereas, This fine group of young American citizens is here to observe and to learn at firsthand the workings of their State Government; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this resolution, properly endorsed, bearing the official seal of the Senate, be mailed to them in recognition of their visit.

The resolution was read and was adopted.

Senator Hazlewood, by unanimous consent, presented the students, Mr. and Mrs. A. W. Shoffit and Miss Lantz to the Members of the Senate.

#### Executive Session

On motion of Senator Aikin, and by unanimous consent, the Senate agreed to hold an executive session at 4:09 o'clock p. m. today.

Accordingly, the President directed all those not entitled to attend the executive session of the Senate to retire from the Senate Chamber and instructed the Sergeant-at-Arms to close all doors leading from the Chamber.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the Senate had confirmed the following nomination of the Governor:

To be Criminal District Attorney of Cass County: Wesson Bartlett of Linden, Cass County.

#### In Legislative Session

The President called the Senate to order as in Legislative Session at 4:13 o'clock p. m. today.

**Adjournment**

On motion of Senator Martin, the Senate, at 4:14 o'clock p. m., adjourned until 10:30 o'clock a. m. tomorrow.

**SIXTY-SEVENTH DAY**

(Wednesday, May 25, 1955)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin	Moffett
Ashley	Moore
Bracewell	Owen
Colson	Parkhouse
Corbin	Phillips
Fly	Ratliff
Fuller	Roberts
Hardeman	Rogers
Hazlewood	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagonseller
Martin	Weinert
McDonald	Willis

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation as follows:

O God Our Father, deliver us from the evil within us and the temptations that confront us. May we not be conformed to this world, but be transformed by the renewing of our minds; that we may prove what is that good, and acceptable, and perfect will of God, as the law of our lives. We pray in Christ's name. Amen.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

**Senate Concurrent Resolution 75**

Senator Aikin offered the following resolution:

S. C. R. No. 75, Commending the State Board of Education, The Texas Education Agency and the Commissioner of Education for leadership in

Centennial Celebration of Texas Public Schools.

Whereas, Senate Concurrent Resolution No. 45, adopted by the Senate and the House of Representatives of Texas in May, 1953, designated the year 1954 as the Centennial Year of the Founding of the Texas Public School System; and

Whereas, Senate Concurrent Resolution No. 45 further resolved that the State Board of Education serve as the agent of the State in furnishing leadership to the citizens of Texas to the end that the Centennial Year of the Founding of the Texas Public School System be appropriately observed; and

Whereas, The State Board of Education, under the able chairmanship of Honorable Thomas B. Ramey of Tyler approved a broad plan for observance of the Centennial Year which was designed to embrace the educational and cultural retrospective and ambitious outlook of the whole population of the state, as well as to arouse participation interest on the part of various facets of the social, economic and religious life of its citizens; and

Whereas, The people of Texas, continuing their support to enlarge and improve the system of public school education, did give enthusiastic cooperation in carrying out the plan to commemorate one hundred years of educational progress in Texas, thereby making the School Centennial celebration an outstanding event in the diffusion of knowledge so essential to the preservation of their rights and liberties; now, therefore, be it

Resolved, That the Senate of the 54th Legislature, the House of Representatives concurring, on behalf of the people of Texas, commends the State Board of Education, the Texas Education Agency, and the Commissioner of Education for the leadership extended, by which an outstanding Statewide program was carried out, thereby reflecting credit on both the schools and the cooperating organizations, as well as the entire citizenship.

AIKIN  
MOFFETT

The resolution was read.

On motion of Senator Aikin and by unanimous consent, the resolution was considered immediately and was adopted.